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# THE SOUTH CAROLINA HISTORICAL AND GENEALOGICAL MAGAZINE

VOL. XXX

OCTOBER, 1929

No. 4

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## CORRESPONDENCE OF HENRY LAURENS

Annotated by JOSEPH W. BARNWELL

*(Continued from July, 1929)*

The letters of Henry Laurens which we have been publishing (This Mag., vols. 28-30) cover an important period in his life, the period between his return from England to Charleston, June 3, 1747, three days after the death of his father, and his departure from Charleston for England November 9, 1748, with a view to a partnership with James Crokatt of London under whom he had learned his business there.

The letters are convincing proof of the capacity of Laurens as a man of business. It was his first experience in business by himself, and connected with his own business was the winding up of the estate of his father, John Laurens, requiring much of his time, and care. As he was expecting to return to England, and to enter into close relations with Mr. Crokatt to whom the majority of the letters were addressed, his eye was naturally fixed upon that prospect and this would restrain the freedom which he afterwards showed in doing business alone and aloof from the possible criticism of his expected superior.

During the whole of this period the war of the Austrian Succession was still going on in Europe and America, closing in October 1748. It was a time of great prosperity in the Province of South Carolina. The downfall of Charles Edward Stuart (The Young Pretender) in his campaign in Scotland in 1746, had relieved Eng-

land of apprehension on this account, and given an opportunity for increased mercantile expansion. The rice business of Charleston had thriven during the war, and the planting of Indigo with success was affording to the planters of interior lands a source of wealth hitherto unknown. The merchants of Charleston shared in the profits of this business.

Laurens was strengthening every day his position in the community. He did not belong to the original immigration of Barbadoes planters who came over to Carolina with their negroes and capital accumulated in that island and developed the rich lands found here.

He did not belong to the early immigration of Huguenots just before and after the Revocation of the Edict of Nantes in 1685, who by this time had established their high position in the affairs of the Province. His father was a saddler by trade, and was a self-made man. The records which we have of his family affairs show that his father's family were not on a level with that attained by Henry Laurens himself. They do not seem to have been in prosperous circumstances.

The visit of Laurens to England did not result in the expected partnership with his former employer. It seems from the letters which we will print in our next issue, that Mr. Crokatt had learned of some "cruelty and ingratitude displayed by him." Nowhere in the correspondence does Laurens disclose the particulars of this charge. Prof. Wallace does not attempt to elucidate the problem (Wallace's *Laurens* page 17). We think, however, that the charge against him can only have been based upon his behavior to his uncle Auguste or Augustus, which is set out in the letters we have printed addressed to correspondents at Cape Fear. From the story told by these letters, it was to be expected that Laurens in his personal explanation to Mr. Crokatt would easily disabuse his mind of all blame for harsh treatment of his uncle, and it seems impossible that there should have been some other conduct of Laurens' which would have induced Mr. Crokatt to throw him over and appoint some other person in his place.



HENRY LAURENS TO JAMES CROKATT

25 July 1748

London

I wrote you the 10<sup>th</sup>. 15<sup>th</sup>. & 22<sup>d</sup>. Ult. ꝑ the Phanix, Capt. Mason, third Copies of the 10<sup>th</sup>. & 15<sup>th</sup>. & second Copies of the 22<sup>d</sup>. Ult. you have preceeding this with 1<sup>st</sup>. Copies of mine the 15<sup>th</sup>. Ult ꝑ the CharlesTown Millar & of the 16<sup>th</sup>. & 23<sup>d</sup>. ꝑ St. Andrew Abercromby to all which I beg leave to refer. since that the Adventure, Young arrived from London but have none of your favours by her I here inclose you a fourth Bill Loading & 3<sup>d</sup>. Abstract of Invoice of the Sixty two Barr<sup>a</sup>. Rice Shiped ꝑ the Phanix Mason also Capt. Mason's second Receipt for the Eighty Eight Pounds Sterling Georgia Bills to be delivered you on my Account & also Ja<sup>a</sup>. McKay's third Bill on Peregr<sup>a</sup>. Fury for £80. Sterling indorsed by Steel Hume & C<sup>o</sup>. to be reciev'd on my Account.—I have this day got a Sett Bills of Exchange Drawn by W<sup>m</sup>. Ross on George Udney for £179.2<sup>d</sup> Sterling in Lieu of those you Paid for my honour which M<sup>r</sup>. Ross<sup>1</sup> assures me will be Paid. but desires I may not Negotiate them through your hands as he apprehends some Pique between you and M<sup>r</sup>. Udney may occasion that Gent<sup>n</sup>. to suffer his Bills to be Protested which you'll Say is a very silly Notion, however to humour him I will send said Bills to your M<sup>r</sup>. Alex. Watson<sup>2</sup> with direction to receive the Amount & Pay it into your hands on my Account as ꝑ Letter Inclos'd which please to deliver him & if said Money is Paid to you pass the Same to the Credit of my Acco<sup>t</sup>. Currant. I think to embark for London in the first good Ship that offers in a Month from this time mean while I hope to have the pleasure of a line from you.—the Ship Hannah is not yet Sailed hence for Cape-Fear but will in three or four days my part of her Loading will be about six or seven hund<sup>d</sup>. Barr<sup>a</sup>. of Tar & Pitch most of the former which I leave wholly to you to Insure or not as you see for my Interest, the Cost will be about One Thousand or Twelve hundred Pounds Currency; if the price with you will admit of Insurance then please to Insure my Value if not, make no Insurance on it. John Smith is Master of said Ship she Mounts ten

<sup>1</sup> William Ross, merchant, married Ann Fuller, 1743 (This Mag., vol. 19, p. 95).

<sup>2</sup> Alexander Watson was a member of the firm with James Crokatt.

Carriage Guns & is a very good Vessel & may Sail from Cape Fear about y<sup>e</sup>. 10 Septem. next having forty lye days, is to stop at Plymouth for your orders whether to discharge her Cargo there or proceed to London.—We have now a fine prospect of great Crops of Indigo & Rice having lately very good Showers of Rain through the Country

I have Ventur'd to break M<sup>rs</sup>. Crokatt's command & by this Bearer the Anson Capt. Young send you two Turtles which I hope will get safe to London.

Inclosed is a List of Shipping & Prices Curr<sup>t</sup>. at this Port to which I only add my Complim<sup>s</sup>. to your good family & that I am very respectfully

Sir Your most humb<sup>e</sup>. Serv<sup>t</sup>.

P.S.

As tis possible some of my concerns here may detain me Longer than I now expect I beg you will be so kind to write me on any of my affairs with you if needfull.—

HENRY LAURENS TO ALEX<sup>r</sup>. WATSON

25 July 1748

London

My last to you was 20 January since which I have received none of your favours the needfull of this is to inclose you W<sup>m</sup>. Ross's first Bill of Exchange on George Udney dated 22 June 1748 Payable at forty days sight to me or order & by me endorsed Payable to you Value on Account for One hundred & seventy nine Pounds & two pence Sterling which Please to tender for Acceptance & Payment & when in Cash Pay the Neat into the hands of M<sup>r</sup>. James Crokatt on my Account I hope this Bill will be duly honoured but in case of the contrary please to consult said M<sup>r</sup>. Crokatt & take his advice for my Interest if M<sup>r</sup>. Udney will not Pay the Bill when due but promises to do so even three months after I had rather you would keep it that time than to return it but if he will give no certain Promise please to have it Noted Protested & returned to Sir

Your most humble Servant

HENRY LAURENS TO ALEXANDER WATSON

26<sup>th</sup> July 1748

London

I wrote you Yesterday <sup>to</sup> the Anson Cap<sup>t</sup>. Young of which you have Copy above, to it beg Leave to refer. this serves to convey Ross's second Bill on Udney for £179.0.2<sup>d</sup> Sterling which There inclose & am

Sir Your most humble Servant

HENRY LAURENS TO JAMES CROKATT

26<sup>th</sup>. July 1748

London

My Last was Yesterday 25<sup>th</sup>. Inst. <sup>to</sup> the Anson Young. 1<sup>st</sup>. Copy of which & 3<sup>d</sup>. Copy of mine 22<sup>d</sup>. Ultimo. you have preceeding this to which refer.

I now inclose you Cap<sup>t</sup>. Mason's third Receipt for the Eighty Eight Pounds Sterling Georgia Bills, A Copy of my Letter to M<sup>r</sup>. Alex. Watson with Ross's second Bill on Udney for £179.0.2<sup>d</sup>. Sterling & another List of Shipping & prices Currant & am very respectfully

Sir Your most humble Servant

Original of this Letter with the Papers inclosed

I delivered to Capt. Cloase, to put on board the Lark if he could, otherwise to carry it in his own Vessel y<sup>e</sup> John & Jane.

HENRY LAURENS TO JAMES CROKATT

27<sup>th</sup>. July 1748

London

The foregoing is 2<sup>d</sup>. Copy of mine the 25<sup>th</sup>. & 1<sup>st</sup>. Copy of the 26<sup>th</sup>. Inst. <sup>to</sup> the Anson, Young & Lark Douglas to which I refer.

I now inclose you a second Copy of my Letter to M<sup>r</sup>. Alexander Watson with Ross's third Bill on Udney for £179.0.2<sup>d</sup>. Sterling also Cap<sup>t</sup>. Mason's 4<sup>th</sup>. Receipt for Eighty Eight pounds Sterling Georgia Bills to be deliver'd to you on my Account which being the present needfull I remain very respectfully

Sir Your most humble Servant.—

HENRY LAURENS TO ALEXANDER WATSON

26 July 1748

London

Above is second Copy of what I wrote you Yesterday to the Anson, Young to which refer. since which I wrote you this day to the Lark Douglas inclosing Ross's second Bill on Udny for £179.0.2<sup>d</sup>. Sterling & the needfull of this is to forward his third Bill which I here inclose & am

Sir Your most Humble Servant

HENRY LAURENS TO WILLIAM MOORE

30<sup>th</sup>. July 1748

Capefear

I wrote you a few Lines the 19<sup>th</sup>. Inst. to Cap<sup>t</sup>. Duthy to which I refer. I am now to acknowledge the Receipt of your most obliging favours of the 11<sup>th</sup>. & 19<sup>th</sup>. Ult<sup>o</sup>. & return thanks for the trouble you have already taken in my affairs. As to taking Pitch, Tar or any thing else of my Uncle in Payment of his Bond I have already submitted that wholly to the discretion of your good Father & self to act as you think best for my Interest & now confirm the same

I observe that my Uncle had more than sufficient of Pitch & Tar to Load my part of the Hannah, & that you would endeavour to exchange the Pitch for Tar which I hope you have been able to effect by this time.

This I intend by the said Ship Hannah, John Smith Master who is now ready & hope will Sail for your Port in two or three days & as she has been detain'd here A Month Longer than we expected I doubt not your being prepar'd for her & capable of giving her a quick dispatch. The General terms of the Charter Party is to Load the whole Ship with Pitch Tar Turpentine or other Goods as you think proper, in forty days after she is ready to take in at Brunswick, to proceed for Plymouth & wait for orders if to discharge there or proceed to London freight £5.10/. Sterling to Ton & two thirds Port Charges, but as I here inclose a Copy of the Charter Party, refer to it for further particulars

Mess. Hopton & Smith<sup>3</sup> are to Load one half of the Hannah on

<sup>3</sup> Probably Benjamin Smith (This Mag., vol. 30, p. 50) but possibly Thomas Smith.

the terms of the Charter Party of which no doubt they advise you. what you do in the Loading of said Ship on my part I rest satisfied of your care. as to the Barrels & commodity being Merchantable, well Cooper'd & rated at the ready money prices.—please to address the same to James Crokatt Esq. Merchant in London on my Account advising him to dispose of it & place the Neat Amount to my Credit, & as you will not have sufficient opportunities from your place please to send me three or four Copies of the Invoice & Bill Loading to be convey'd from hence & for Payment of your Commission & other Charges attending this, I refer to my Letter of 28<sup>th</sup> May.

I observe your promise to Let H & S. & myself hear from you twenty five days before the Vessels Lye days are out which will be of service to us.

Cap<sup>t</sup>. Smith has desir'd me to give him a Letter of Credit to be furnish'd with what Money &c<sup>a</sup>, he may want at your Port have therefore recommended him to you & Mr. Thomas Smith writes you particularly on this head, as I believe the Captain is a Civil good Natur'd Man hope you will have no trouble with him & as he is a stranger at your Place I beg Leave to recommend him to your favour

please to make my Compliments to M<sup>rs</sup>. Moore & I am very respectfully

Sir Your most humble Servant.

P.S.

Cap<sup>t</sup>. Smith will deliver you a piece of Crokus wrapper mark'd H.L about 65 Yds. which I send for Bung Cloth.<sup>4</sup>

HENRY LAURENS TO EBENEZER HOLMES<sup>5</sup>

11<sup>th</sup>. August 1748

Boston

Your agreeable favour of the 22<sup>d</sup> August Last came to me in due time & I beg pardon for having so Long neglected a return I am no Less disappointed & surpriz'd than you were to find the Gentlemen in London sent a Power to other Persons to remitt the

<sup>4</sup> For many years the bungs of barrels were rendered tight by a wrapper of cloth.

<sup>5</sup> Ebenezer Holmes (This Mag., vol. 28, p. 157).

proceeds of the Two-friends & Cargo as I took some pains to inform them at a Meeting, how serviceable your self & Mr. Girdly had been in that affair & indeed depended upon Mr. Crokatt to send a Power to you & no other for so much as he was concern'd in, & can't Account for his acting otherwise, tho' I know Mess. Langdon & Merchant had wrote to the *concern'd* in London more than once. for my own part, I have never receiv'd Six pence for my trouble or expence on that affair nor do I suppose ever will. I have dunn'd for the Eleven or Twelve pounds you say you advanc'd on that Account & have receiv'd Nine pounds & may have the Ballance for Calling, & as this will be deliver'd by Mr. Ladson<sup>6</sup> who I believe goes recommended to you I send by him seven & three Quarters Dollars being at 31/.  $\text{P.}$  £12.0.3<sup>d</sup>. currency which he will also deliver you, it is not in my power to remit it as you desire in Oranges as our Trees were all distroy'd by a Severe frost the Last Winter & as to the purple Slippers I have grace enough to acknowledge your Sly reproach very just, & if ten pounds would purchase a pair I would now send them but have search'd every Store in this Town in Vain, & I am asham'd to attempt an excuse for not sending a pair from London however as 'tis probable I shall be there again in three Months from this now give it under my hand to fulfill my promise then. Your favours to my friend Mr. Gadsden<sup>7</sup> I esteem an addition to those you did me at Boston & assure you it will give me a particular pleasure to render your self or friends any services & to acknowledge indeed, that I am very respectfully

Sir Your most Humble Servant.

P.S.

Please to make my Compliments  
to all enquiring friends.

<sup>6</sup> Probably Thomas Ladson, married Elizabeth Miles, 1744 (This Mag., vol. 19, p. 164).

<sup>7</sup> Christopher Gadsden then a great friend of Laurens' had gone with his ship the M. W. Adventure to Boston to refit after the loss of her main mast in the late storm.

HENRY LAURENS TO SAMUEL LAWRENCE

22<sup>d</sup>. August 1747. [sic]

New York

My Last was 25<sup>th</sup>. March since which I have reciev'd your favours of 16<sup>th</sup>. May 18<sup>th</sup>. & 24<sup>th</sup>. June, the Latter  $\text{P}^{\text{d}}$  Cap<sup>t</sup>. Schermerhorn covering Sales of 15 Barrels Rice & a Parcel of Saddlery, also Invoices & Bills Loading for 76 Barr<sup>s</sup>. Flower & 16 Quarter Casks Milk Bisquett for N<sup>t</sup>. proceeds of said Goods which are come safe to hand, tho' to a Poor Market occasion'd by the long Passage in which time several Vessels with Flower arriv'd here in examining your Invoices I find errors in that of HL 7/4/2 your Currency to my prejudice & in that of EL £1.10.6. to your prejudice which you will also discover at a Review, the Ballance being £1.3 $\frac{1}{2}$ . with £2.4.5. Over remitted me I have pass'd to your Creditt a 400  $\text{P}^{\text{d}}$  C<sup>t</sup>. Exchange Thirteen pounds 10/. 2 Currency &c now remit you for same  $\text{P}^{\text{d}}$  Cap<sup>t</sup>. Schermerhorn Eight Dollars &  $\frac{3}{4}$  a<sup>t</sup> 31/  $\text{P}^{\text{d}}$   $\text{P}^{\text{d}}$  £13.11/. for which you have his Receipt inclos'd, which please to Note in Conformity—

I shall embark for London some time next Month & perhaps may settle there if not I shall return directly here & fix myself to Business not to be interrupted again by any New invitations as I have been once already disappointed. & if I do any thing at Jamaica shall regard your recommendation of Mess. Lawrence & Ludlow I am very respectfully

Sir Your most humble Servant

Rice 50/. at 55/. Pitch & Tar 40/.  $\text{P}^{\text{d}}$  bb.  
Turpentine 10/.  $\text{P}^{\text{d}}$  100 Sole Leather 3/.  $\text{P}^{\text{d}}$   
Flower £5. at £5.10/. very dull Sale  
Excha. on London 750 p C<sup>t</sup>.

HENRY LAURENS TO PETER BARD

23<sup>d</sup>. August 1748.

Philadelphia

I Rec<sup>d</sup>. your favour of 7<sup>th</sup>. Ult.  $\text{P}^{\text{d}}$  The hands of M<sup>r</sup>. Anthony Dinomandy & as you desire have been ready to assist him with my advice & also to do him any service in my Power here as I shall at all times be ready to do to any Gentleman in your friendship. I observe what you say in respect to the Cloak in which I have not

yet but will this day make inquiry & sett that matter right for you; Poor John Watson<sup>8</sup> is no more he died suddenly about eight Weeks since. I wrote you this day in Comp with M<sup>r</sup>. Henry Elwes in which you'll perceive I am at Length come to a resolution of going to London, I lately saw a Letter from my friend M<sup>r</sup>. Crockatt to a Gentlemen here in which he seems to have been expecting my arrival then & that I should continue with him in London; however as I have been once disappointed so I do not go altogether depending on that Scheme & if I am again baulked I purpose to return with a Cargo of Goods & fix to Business here not to be interrupted again by any offer or invitations as I am quite fatigu'd with this unsettled course in either case I shall do my self the pleasure of advising you & be glad of enlarging our correspondence. I am respectfully

Sir Your most humb<sup>l</sup>. Serv<sup>t</sup>.

since writing the above I have had the Cloth for your Cloak remov'd from your Acco<sup>t</sup>. to that of M<sup>r</sup>. Davidson your Taylor who takes y<sup>e</sup> Payment upon himself

HENRY LAURENS TO PETER BARD & HENRY ELWES

23<sup>d</sup>. August 1748.

Philadelphia

Sirs. I have before me your favours of 8<sup>th</sup> June & 7<sup>th</sup>. July the former giving me the agreeable account of your safe arrival at Philadelphia & advising of the arrival of the goods consign'd you & the Samuel Power of which your last says you had sold about fifty Pounds worth & that they go off very slowly which indeed I expected & therefore desir'd in mine of 23<sup>d</sup> March last you would in such case expose said Goods to Publick Vendue for the best price to be obtain'd & for the reasons then given I now desire if any remain on your hands when this reaches you the same may be sold immediately in that manner as 'twill be the readiest way to finish the Account. I am obliged for your promise of doing the best with those Goods & remitting the Proceeds agreeable to order in which I have no alteration only that you will Ship about twelve or fifteen Barrels of Mallock's Beer in part.

<sup>8</sup> Probably John Watson who with his wife Abigail Butler conveyed a lot of land in 1741 to William Branford (This Mag., vol. 20, p. 86).



As I purpose to embark some time next Month for London please to direct to Mr. Benjamin Smith & Mr. Francis Bremar in my absence whom I shall make my Attorneys here. Inclos'd is a Letter to Capt. Thomas Hogg which please to Seal & deliver him if at your place & if absent be so kind to enquire what he has done on my Account in the Business therein mention'd & advise me accordingly.

When please God I arrive in London will be sure to advise you if I am to fix there or return to this place. I am very respectfully  
Gent

Your most humb<sup>e</sup>. Servant

P.S. if Capt. Hogg should render you an Acco<sup>t</sup>. Sales of Goods on my Acco<sup>t</sup>. & Pay the Proceed into your hands please to receive same & remit it here as you shall think to my advantage. Please to put Letters to me under Cover to Mr. Francis Bremar.

HENRY LAURENS TO CAPT. THOMAS HOGG

23 August 1748

Philadelphia

I receiv'd your favour of 8 April last & Capt. Beezely & was glad to observe you were safe, arriv'd at Philadelphia & in hopes of selling the Goods consign'd you & your Sloop Antelope the next day & I am oblig'd by your promise to do the best for my Interest &c. since that I have receiv'd none of your favours but have heard you were unluckely taken & carried into Virginia I hope you have got through that scrape without any Loss.

As I shall embark some time next Month for London should be glad to hear what you have done in the Sale of those Goods which I hope are not still on hand if they are or any part when this reaches you I advise to sell them off immediately at Publick Vendue & the Proceed remitt as before directed or if you think proper Pay the same into the hands of Mess. Peter Bard & Henry Elwes to be remitted to me on Acco<sup>t</sup>. of the Estate of Mr. John Laurens deceas'd. Please to direct in my absence to Mr. Benjamin Smith & Mr. Francis Bremar Merch<sup>t</sup>. here. As closing the Account of those Goods with you with assist me in finishing the Concerns of said Estate must beg you will do so as soon as possible which I shall acknowledge a favour when it happens to be in my Power I am  
Sir Your most humb. Servant

HENRY LAURENS TO JAMES CROKATT

24<sup>th</sup> August 1748

London

Preceeding this you have 3<sup>d</sup> Copy of mine the 25<sup>th</sup>. Ult<sup>o</sup>. & the Anson. Young to which please to be refer'd, since that I wrote you the 26<sup>th</sup>. & 27<sup>th</sup> Ult<sup>o</sup>. & the Lark, Douglas & Two Brothers, Adams, inclosing Cap<sup>t</sup>. Mason's 3<sup>d</sup> & 4<sup>th</sup>. Receipts for £88 Sterling Georgia Bills, & a 1<sup>st</sup>. & 2<sup>d</sup> Copy of my Letter to M<sup>r</sup>. Alex. Watson with Ross's 2<sup>d</sup> & 3<sup>d</sup> Bills on Udney for £179.0.2<sup>d</sup> St<sup>g</sup>. to which also refer. The Aurendel M. W. with the Chm<sup>g</sup>. Nancy, Gould & Carolina Packett Keigwin arriv'd the 9<sup>th</sup> Ins<sup>t</sup>. from London but I have none your favours by either.— the Hannah Cap<sup>t</sup>. Smith sail'd the 19<sup>th</sup>. Ins<sup>t</sup>. for Cape Fear so that I presume she will not Sail from thence 'till the 1<sup>st</sup>. October I confirm what is said in respect to Insurance on my part of her Cargo Viz<sup>t</sup>. to Insure a part or the whole or not at all as you think the Goods will bear it.

I have agreed for a Passage to London in the Charm<sup>g</sup>. Nancy, at present Cap<sup>t</sup>. Gould<sup>9</sup> but whether he will command her at sailing is uncertain as he now lies dangerously ill of a fever, she will Sail about the 20<sup>th</sup>. September, shall take with me your Account Currant & hope the Ballance of same 'tho the £80. due by Charles Pinckney Esq. is still outstanding.

I now inclose you Rob<sup>t</sup>. ffrasers 1<sup>st</sup> Bill on M<sup>r</sup>. Robinson or the Agent for the time being to the Honble. Coll<sup>o</sup>. Laftuzes Regiment of Marines in Brewer Street London dated 30<sup>th</sup>. June 1748 for Seventy eight pounds one Shilling Sterling Payable at 30 days sight to Rob<sup>t</sup>. Patterson or order & by him endors'd Payable to you on Account M<sup>r</sup>. Christopher Gadsden & myself M<sup>r</sup>. Gadsden Bought said Bill & having occasion only for half the Amount I have taken & paid him for the other half, please to tender said Bill for acceptance & payment & when in Cash pass one half the N<sup>t</sup>. to y<sup>e</sup> Credit of my Account Currant & I presume M<sup>r</sup>. Gadsden advises about the other

the Aurundel, would have been a good conveyance for a Certificate of S<sup>t</sup>. Barb's Cargo, however if the omission was of much greater consequence I would readily excuse it considering how your time has been Lately engrossed, by particular Business is for the service

<sup>9</sup> Capt. Gould died of yellow-fever (infra, p. 209).

of this Colony, for which I think the whole greatly indebted to you & as one Member & in behalf of a few friends I beg Leave to return you hearty thanks.

Cap<sup>t</sup>. Gould died since writing the above. I believe his Mate will be appointed Master of the Nancy

if I can shall send you a compleat List of Shipping by this conveyance but the Weather is extremely hot & the Yellow fever in Town so that I must be carefull & not Venture abroad in the Sun. I present my Compliments to M<sup>rs</sup>. Crockatt & all your good family & am very respectfully Sir

Your most humble Servant

HENRY LAURENS TO STEPHEN PERRY

24<sup>th</sup>. August 1748

Bristol

preceeding this is Copy of a Letter I wrote you the 22<sup>d</sup> Ult<sup>o</sup>. & on Contra Copy of David Bellegarde's Account to which please to be refer'd. the needfull of this is to convey Newil Harris's second Bill on Richard Franks & C<sup>o</sup>. for Twelve pounds 18/. Sterling to serve in case the first is miscarried which I here inclose & am respectfully Sir Your most Humble

Servant

HENRY LAURENS TO ALEXANDER WATSON

24<sup>th</sup>. August 1748

London

The foregoing is 3<sup>d</sup> Copy of a Letter I wrote the 25<sup>th</sup>. Ult<sup>o</sup>. ¶ the Anson, Young to which I beg Leave to refer. I since wrote you the 26<sup>th</sup>. Ult<sup>o</sup>. ¶ Lark, Douglas & Two Brothers, Adams inclosing Ross's second & third Bills on Udney for £179.0.2<sup>d</sup> Sterling & I now inclose his fourth Bill to serve in case of need. Poor Cap<sup>t</sup>. Gould just now quitted this troublesome Stage of Life. he died of a *Yellow fever*<sup>10</sup> which I fear will carry off many more. but why fear? we are born to die! I am Your most Humble Servant

<sup>10</sup> Yellow-Fever. This scourge of tropical and even temperate climates visited Charleston frequently from 1696 through the 18th and 19th centuries. The last epidemic occurred in 1871.

This fever was not limited to the temperate zone, for in 1798 very severe attacks occurred both in Philadelphia, and New York. There have also been

HENRY LAURENS TO JAMES CROKATT

2<sup>d</sup> Septem. 1748

London

I wrote you the 24<sup>th</sup> Ult<sup>o</sup>. ꝑ this conveyance the Nancy & Betsy Cap<sup>t</sup>. Harris to which refer the Two Sisters Cap<sup>t</sup>. Bogue is since arriv'd from London The occasion of this is to convey you Simmons & Roche's first Bill on Mr. John Lewis Merch<sup>t</sup>. at Plymouth dated 31<sup>st</sup>. August 1748 for Eighty two pounds Sterling Payable 30 days after sight to me or order & by me endors'd to you which I here inclose, please to get same accepted & paid & when in Cash pass the Neat to the Credit of my Account Currant & in case of Non-payment do the needfull in getting it protested & return'd to me the Charming Nancy (Late Cap<sup>t</sup>. Gould) now White, in which I intend to embark for London will Sail about the 20<sup>th</sup>. Ins<sup>t</sup>. I am very respectfully

Sir Your most Humble Servant

HENRY LAURENS TO JAMES CROKATT

3<sup>d</sup> Sept<sup>r</sup>. 1748

London

I wrote you the 24<sup>th</sup> Ult<sup>o</sup>. & 2<sup>d</sup> Ins<sup>t</sup>. ꝑ the Nancy & Betsy Cap<sup>t</sup>. Harris. first Copies of which you have preceeding this to which please be refer'd. I here inclose you Simmons & Roche's second Bill on John Lewis Merchant at Plymouth for Eighty two Pounds Sterling to serve in case the first should be miscarried, which being all the present needfull I am Sir

Your most humble Servant

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sporadic cases in New York Harbor during the 19th century. It has been calculated that there have been over 4,000 deaths from this fever in Charleston including the last epidemic. It was generally believed that the fever was malarial in its character and could be prevented alone by the precaution of a quarantine strictly observed, but it was not until the experiments of Reed at Havannah, in 1900, that it was proved that the fever was communicated through the sting of a mosquito called the "stegomyia," which first had bitten one who was infected by the disease and then communicated it by its bite, to one who at the time was free from the disease. This wonderful discovery has in many places, such as Havana and Rio almost extinguished this dreadful pestilence, through the screening of the patient thus preventing the carrying of the disease from the patient to others, and by the destruction of the mosquitoes and their larvae. Possibly more lives have been saved through this discovery than by the discovery by Jenner of the prevention of small pox through vaccination,

HENRY LAURENS TO JAMES CROOKATT

8<sup>th</sup> Septem. 1748

London

since writing the within I have paid M<sup>r</sup>. Christopher Gadsden for his part of Fraser's Bill on Robinson for seventy eight pounds one shilling Sterling forwarded to you under Cover of mine the 24<sup>th</sup> Ult<sup>o</sup>. endors'd payable to you on Account of said C. G. & my self & have taken Receipts of him for the same. the Bill being on board the Vessel in the Rhoad I can't readily get to it, else should get him to endorse it however this will be sufficient please to receive the Amount of said Bill & pass the whole N<sup>t</sup>. to the Credit of my Acco<sup>t</sup>. Currant I am Sir Your most humble Servant

HENRY LAURENS TO WILLIAM ROSS

12<sup>th</sup> Septem 1748

Brunswick

Your favours of 27<sup>th</sup>. Ult<sup>o</sup>. & 3<sup>d</sup> Ins<sup>t</sup>. are come to hand that  $\text{£}$  M<sup>r</sup>. Lyon not appear'd.

I return thanks for your care in sending Copy of the order to M<sup>r</sup>. Rogers & offer to pay any further Interest due by his detaining your Last Bills from me.

I have deliver'd said order to M<sup>r</sup>. Rogers, but you must know he detain'd the Bills no Longer than, the next Ships (after he receiv'd the Bills) were ready to sail when he deliver'd them to me to be forwarded taking my Obligation to indemnify him for Breach of M<sup>r</sup>. McKay's *strict* orders, & the Drawer & endorsers of the former Bills from any demand in case this Last is duly paid, which is a hodge-podge piece of work, as on the Contrary the drawer & endorsers should been bound to me in an Obligation for the Amount of the first Bills & Charges with Condition that if this Last Bill was duly paid, then the obligation to be void, but M<sup>r</sup>. McKay was pleas'd to put me to it. however by this you perceive there is no further Interest due & if there was, I would neither Ask for, or receive it, being persuaded it was not your design to put me on a worse footing now than when I had the first Bills.

by the Brislington just arriv'd from Bristol we have advice that the Court of Spain has come into the Suspension of Arms agreed upon between Great Brittain & France & on the same terms Viz<sup>t</sup>.

all Hostilities on this side the Line<sup>11</sup> to cease the 19<sup>th</sup>. July Last we hear the Glasgow Man of War is on the Coast bound for this place with dispatches I am very respectfully Sir Your most Humble Servant

HENRY LAURENS TO THOMAS HOGG

21<sup>st</sup>. Sept<sup>r</sup>. 1748

Above you have Copy of what I wrote you the 23<sup>d</sup> Ult<sup>o</sup>. the Molly Cap<sup>t</sup>. Rivers to which I refer & am Sir most Humble Servant

HENRY LAURENS TO PETER BARD & HENRY ELWES

21<sup>st</sup> Septem 1748

Philadelphia

preceeding this you have Copy of mine the 23<sup>d</sup> Ult<sup>o</sup>. ~~th~~ the Molly Cap<sup>t</sup>. Rivers to which I refer

Inclos'd is also a Copy of my Letter to Cap<sup>t</sup>. Thomas Hogg which please to do the needful with, in case the Original is not come to hand. I shall embark for London about four days hence from whence (I confirm my promise) you shall hear from me when please God I arrive I am respectfully

Gentlemen Your most Humble Servant

HENRY LAURENS TO BENJAMIN SMITH & FRANCIS BREMAR

22<sup>d</sup>. Sept<sup>r</sup>. 1748

Charles Town

Gent<sup>rs</sup>. You have herewith a Letter of Attorney empowering you to transact all my concerns in this Province in my absence & as I am streightned in time. I can't be particular in my directions except in the following which please to observe.

My Books will discover all debts due to me whether by open Accounts or Specialties all the former I desire to be collected as soon as possible & all of the latter that you think any way doubtful. As for any large Bonds I don't desire you to press for the Payment unless the Circumstance of the Debtor should so require but observe to receive the Interest fully & Punctually if you can

<sup>11</sup> The "line" is the colloquial designation of the equator.

as I am Paying a large Interest here & should have some fund to supply it. The Debts due to Laurens & Addison assign'd to me for the use of my Father's Estate I beg may be Collected as fast as possible & when you get a Sum of One hundred Pounds on that Account indeavour to put it at Interest for the advantage of my Brother. I expect remittances from Mess. Bard & Elwes & Capt. Tho<sup>s</sup>. Hogg of Philadelphia on the last Account the particulars of which my Letters to them will discover when you receive anything from that Quarter use the Cash to the purposes last mention'd untill you have got the Sum of One Thousand Pounds in good hands to be Paid about August next & of Course I don't expect you will get Legal Interest on it which I must Leave to you to act in the best manner for his advantage. As you may have occasion to employ some Gentleman of the Law in my concerns I recommend my Friend Tho<sup>s</sup>. Corbett Esq. who I dare say will do me all the service in his Power. I can't be further particular at present but will endeavour hereafter to add if needfull. I am persuaded of your care & rediness to serve me & therefore in general submit the Conduct of my affairs to your discretion & am very respectfully

Gent. Your most humb. Servant

HENRY LAURENS TO JAMES CROKATT

On board the Glasgow

Man of War. 23 Sept<sup>r</sup>. 1748

London

Sir.

this Covers a Bill Loading for One thousand Spanish Mill'd Dollars Ship'd on this Bearer the Glasgow Man of War (Late Capt. Lloyd) now Capt. Humphry S<sup>t</sup> Hill addressed to you which please to receive & dispose of on my account & the Neat Proceed Pass to the Credit of my Acco<sup>t</sup>. Curr<sup>t</sup>. the Charming Nancy Capt White in which I am coming Passenger is now abreast of this Man of War in five fathom Hole we expect to Sail in the Evening & being at present very Qualmish can only add that I hope the pleasure of seeing you in a few Weeks & mean time am very respectfully

Sir Your most hum Serv<sup>t</sup>.

HENRY LAURENS TO JAMES CROKATT

On board Charming Nancy  
W<sup>m</sup> White Mast<sup>r</sup>. at Sea all  
well Lat. 50.20- 80 Leagues  
West of Sciley 9 Novem 1748

London

Sir. I wrote you the 23 Septem. from five fathom hole in S<sup>o</sup> Carolina ~~th~~ the Glasgow Man of War Capt. Humphry S<sup>t</sup> Hill Commander we Sailed that day & Left the Man of War & the Fanny McKay ready but I suppose the former did not Sail 'till eight or ten day after if this reaches you before I have the pleasure of writing you again & the Man of War not arrived please to Insure on Specie on my Account sufficient to secure one hundred Pounds sterling I left orders to Insure part of my Interest in her at Carolina As I hope to be beforehand of this & the Boat waiting will not enlarge. Passengers in this Vessel Doct<sup>r</sup>. Willard & his Lady M<sup>r</sup>. C. Gadsden, Miss Chicken Capt Peter Block & Your most humb. Serv<sup>t</sup>.

*(To be continued)*



## GARTH CORRESPONDENCE

Annotated by JOSEPH W. BARNWELL

*(Continued from July, 1929)*

LETTER FROM CHARLES GARTH ESQ<sup>r</sup>. AGENT FOR THIS PROVINCE IN  
GREAT BRITAIN, RECEIVED 23 M<sup>r</sup>. BREMAR

London February 29<sup>th</sup>. 1768.

Gentlemen,

By the Votes which I have transmitted, You will perceive A Bill is depending in the House, for the more easy and effectual Recovery of the Penalties and Forfeitures inflicted by the Acts of Parliament, relating to the Trade or Revenue of the British Colonies and Plantations in America, that it is proper for me to trouble you with a Line upon the Subject to explain what is meant thereby.<sup>1</sup>—

The Bill brought in takes notice that the Penalties and forfeitures under those Acts are recoverable in any Court of Record or of Admiralty within the respective Provinces, where the same shall incur, or in the Court of Vice Admiralty established at Halifax, at the Election of the Informer; which Court has as well original Jurisdiction over all America, as also by Appeal from the Judgments of the several Courts of Admiralty within the respective Colonies, and suggests the difficulties arising by means of its distance from very many of the Colonies to the Attainment of the Objects in View at the time of its Establishment, and therefore Enacts that the said Penalties and Forfeitures shall and may be sued for in any Court of Record or of Admiralty within the several Colonies where arising, or in any Court of Vice Admiralty to be Established having Jurisdiction given in and over particular Districts, and in Cases of Proceedings had in the Admiralty Courts of the Colonies to hear and determine upon Appeal from the Judgment or Decree

<sup>1</sup> Bill mentioned was not, it appears, an extension of the jurisdiction of the English Courts in America, but its introduction shows that the question of regulating American affairs begun by Grenville with the Stamp Act was still continuing under the administration of Lord Chatham. His health continued to prevent his doing business and the Administration was practically that of the Duke of Grafton.

of such Courts within the respective District of Jurisdiction assigned.—

So far the purport of the Bill; I must now acquaint you, that being alarmed at the mention of new Vice Admiralty Courts in America, I immediately upon the Bill being brought in, sent to Doctor Franklin,<sup>2</sup> Mr. Charles, and Mr. Montagu, to hold a Consultation thereupon, that the proper steps might be taken in Concert, in case of any Innovation; at this Consultation besides the above named Gentlemen, Mr. Johnson from Connecticut, and Mr. Delaney of New York Assisted, and having procured for them an House Copy of the Bill, it was found that there was no new Extension of Power intended, only to reduce the Extent of Jurisdiction of the Vice-Admiralty Court already established, and to erect others to be possessed of the same powers, but to be more Confined in Jurisdiction for the ease of the Crown and of the People both: In this view appearing, Opposition thereto was thought to be unnecessary and improper, as if so represented to the House, it could not possibly be attended with Success and might be deemed a frivolous Application, and hurtful at times, and in Cases of moment for Application against.—From the Conversation I have had with those Connected with Administration, I find the Patent of Commission for the Court of Vice-Admiralty at Halifax is to be revoked, upon the Bill receiving the Royal Assent, and another to be issued for a Court to be held at Halifax with Jurisdiction within and over a limited District of Territory, besides there are to be three others in like manner, one to be held at Boston, another at Philadelphia or New York, and a fourth at Charlestown, each of these Courts not to interfere with one another, but to hold Cognizance of matters arising only within the Particular District of Colonies placed under their respective Jurisdictions.—

The Judges of these Courts are to have handsome Appointments, to make it an Object for Gentlemen of Ability, and we are assured, not to arise from Fees nor from Condemnations.—I am told that this plan was intended to have been a part of the last year's measures, but was postponed, there being at that time other American Establishments in Agitation, to Compleat which this System was thought necessary, but was not so digested as to be ready in time

<sup>2</sup> These agents at this time were Dr. Franklin for Pennsylvania, Edward Charles for Virginia, Robert Montague for New York, Charles Garth for South Carolina.

to be adopted without a protraction of the then long Sessions.—I could not dispense with sending you the earliest Intelligence of this Bill, that you might not be in Suspence as to the Tenor thereof, when you came to the perusal of a Bill ordered in affecting America in the Manner mentioned in the order, And that you might at the same time be apprized, that it has not escaped the Attention of the Agents, which I shall always think necessary to call upon, as long as I may have the Honor of a Seat in Parliament whenever I shall hear of Measures mentioned or Proposed of an Interesting Nature to the Colonies—

I am Gent<sup>m</sup>. Your most hum<sup>l</sup> Serv<sup>t</sup>.  
Charles Garth.

P.S. It is said we are to be dissolved the 10<sup>th</sup> of March 8

LETTER FROM CHARLES GARTH ESQ<sup>r</sup>. AGENT FOR THIS PROVINCE IN GREAT BRITAIN, RECEIVED 28 CAP<sup>t</sup>. BREWTON

London June 16<sup>th</sup>. 1768.

Sir

Your favour of the 15<sup>th</sup> of April, signifying that by the same Opportunity an authenticated Copy of the Circuit Court Law was sent by his Excellency the Governor, I received about ten days since at Devizes,<sup>3</sup> and immediately came for London, expecting to have found the Act either at the Secretary of States, or Plantation Office, but it is not yet arrived that I can learn; I have sent down to the Ships in the River, that brought my Dispatches to know if transmitted in them, but they have it not in Charge. I find some Accounts of it have reached Lord Hillsborough, particularly that part of it which relates to the Conditional Provision for the Judges, who has expressed himself to me extremely averse to advising the Crown to grant the Judges Commissions during good Behaviour,<sup>4</sup> and from his manner of expressing himself, I fear he will oppose it to the utmost; notwithstanding that I took Care to inform his

<sup>3</sup> Devizes was the borough for which Garth sat in Parliament, situated in North Wiltshire about 86 miles from London.

<sup>4</sup> As is well known one of the strongest principles of the Whig party in England was the independence of the judges of Government influence by making their terms of office "during good behavior," and here was the administration in England refusing a similar grant to the colonies in America.

Lordship that his predecessor Lord Shelburne had entertained a different Idea of such a measure, and seemed to have but one difficulty, which by the present Act I was given to understand would be found to be got over, by an ample and permanent Fund established for the payment of the Judges so as to render them entirely independent of the People:—I have communicated to Mr. Cumberland the Letter to Mess<sup>rs</sup>. Cowles & Company in Bristol, which I have since sent to them, and have received a proper answer to Mr. Cumberland's satisfaction, he has promised me he will exert his best Interest and Endeavours to compass a Change of Sentiment in Lord Hillsborough upon the Subject of the Judges Commissions, and will take Care that we suffer nothing from any unnecessary delay of Office after its arrival: (I shall make it my Business to see every part of Administration as soon as I am possessed of the Act, and you may be assured of my best attention to every means possible whereby to obtain His Majesty's Royal Confirmation of it.)

I return my Thanks for the Provision made for me in the Tax Bill, have in Consequence received a Bill of Exchange from the Public Treasurer which has been duly honoured.

(I dont write to the Committee of Merchants by this Opportunity, Mr. Moore not having yet put in his answer to the Complaint lying against him at the Treasury—I beg you will be assured that with great Truth and Regard.

I am, Gentlemen

Your very faithful and most Obedient Servant  
Charles Garth.

LETTER FROM CHARLES GARTH ESQ<sup>r</sup>. AGENT FOR THIS PROVINCE IN  
GREAT BRITAIN, RECEIVED 7<sup>th</sup> CAP<sup>t</sup>. CURLING

London, August 14<sup>th</sup>. 1768.

Gentlemen,

In my last I gave you to understand the purport of a Conversation had with His Majesty's Secretary of State upon Intelligence received of the Conditional Provision for the Iudges in the Circuit Court Law: Upon the arrival of the Act, it was laid before Sir Matthew Lambe,<sup>s</sup> a Copy of his report to the Board of Trade I have procured, and transmit with this to you; upon Perusal I

<sup>s</sup> Sir Mathew Lambe (1705-1768) a lawyer created a baronet in 1755, Married Charlotte Coke and inherited Belmore Hall from her brother.

applied to be heard at the Board in support of the Act and against the Report; and an Express was sent down to me notifying that the Board had fixed on the 10<sup>th</sup>. Instant for taking the Act under Consideration, I attended accordingly, but tho' I must do the Board the Iustice to say I had the Honour of great attention shewn me, yet I am but too apprehensive that the Fate of the Measure was determined before; The Idea of the desired alteration in the Iudges Commissions is, I find, inadmissible with the *present* Ministry, and it is the Clause of conditional Provision that, I think, will prove fatal to the Act.— With respect to the Objection made to a summary Iurisdiction<sup>6</sup> over Sums to the amount of Twenty Pounds Sterling, I suggested to be an unfair Stating, for that the Right of the Subject to the constitutional course of Proceeding was reserved, in Case of Individual's disaprobation of the summary Mode, calculated for the ease and benefit of Individuals, they were by no means deprived of the Common Law Process: that already Iustices of Peace had Iurisdiction to the amount of £20 Currency, but that when the Province should have the advantage of Iudges knowing and skillful in the Law, the Legislature thought they might safely extend and give that sort of Iurisdiction to them, tho' under these Circumstances not without an Option left to the Parties interested in Suits.—

The Objection to the Abolition of the Provost Marshal's Office required no Speaking to, that having been previously settled at home.—To the Objection of a Provision only for the present Attorney General and Clerk of the Common Pleas, I stood upon the Ground of the Clause, that we did not mean to say it was intended for the Officers, but simply for the present Gentlemen, who in Consequence of a new arrangement in the administration of Iustice might on the one Hand be put to extraordinary trouble or on the other affected by a Diminution or loss of Fees and Perquisites which might not affect their Successors.—

To the objection to the Clause of conditional Provision, I stated the Application to a former Secretary of State, the Reason of its being then inadmissible, and the Transmission of a Copy of a Report from a former Board to the King in Council upon a similar

<sup>6</sup> The summary jurisdiction for small amounts continued through colonial days and through the whole course of state government in South Carolina until abolished by the adoption of the Reconstruction Constitution of 1868.

Application from another Colony, in which the Principal Ground of Objection seem'd to be the want of proper assurance of the Iudges being render'd independent of the People as well as of the Crown; that the Colony in this Instance manifested that they had adopted the Principle by a very handsome Provision, and had therefore actually bound themselves at the same time that the Crown was still left at perfect liberty, conceiving this must obtain greater Weight with his Majesty than any verbal Assurance by their Agent of their desire and Intention to meet Government upon the Point; that, providing so largely to an Exceeding for the Iudges of £1600 Sterling P<sup>r</sup>. Annum beyond the former Appointment, there could be nothing (even if there had been no previous step had with Government) indecent to his Majesty or derogatory to his Dignity in suggesting a desire so accompanied; that it was to be noticed this was a Voluntary of the People, had the Crown directed the Governor to have asked an Enlargement of Provision, in that Case it might have looked a sort of stipulation to obtain what was wanting on the part of the Subject, and Ministers might have talked of it as a sort of ungracious Stipulation, but coming over in the manner it does, not only as a Voluntary but a Manifestation of the Principle of Government adopted in the most binding Manner, it was an unfair and a heavy Imputation, and as to the "tacking it to an Act that don't require it," if from the manner of being sent home, as above considered, no ways unbecoming to their Sovereign, it could appear no where so proper as in an Act which has solely in view and for its Care the Alteration of Courts and of the Administration of Iustice.—

I further argued that notwithstanding this Clause, the Crown might confirm the Act; should his Majesty be advised not to meet the Wishes of his Subjects upon this Head, the Clause would be nugatory, no ways necessary to carry the Act into Execution; but as considerable additional Trouble would devolve upon the Iudges under this Arrangement, should his Majesty be pleased to confirm the Act, but not to gratify his People in the Point, I should hope an early Signification of the Royal Pleasure might be transmitted, but that I did and must still hope that their Wishes might be indulged under all the previous and present Circumstances attendant upon the Proposition.—In this Manner I had considered the Objections taken and with other observations occurring at the time

submitted to the Consideration of the Board; I stated in the strongest Manner I was able the Distress of the back People, the Disorders committed and unpunished, the Expence of obtaining Justice civil and Criminal, and the Inconveniencies from the Office of Provost Marshal: and I urged the Advantages under the Act, to Government from consequential Support and Dignity to the Authority of Law and of Government, and to the Revenue both from Quit Rents, and in Consequence of Cultivation of large Tracts of uncultivated Country: The Merchants, to whom I applied, were also so good as to authorize me to express their opinions of the Salutariness and utility of the Act, but after all I have too much Reason to expect of little Avail;—I hope no material Observation escaped me, if any occurs to you, I trust you will do me the Justice to recollect the sole Article of Instruction sent me when favour'd with your Commands touching obtaining the King's Confirmation of the Act; the general Scope and view thereof is very pleasing, and I am persuaded that but for the Clause relative to the Judges Commissions, the King would have been advised to confirm it; but as men and things are at present I can not send you the smallest hope of a Confirmation in Council: from the private Conversations I have been honour'd with, there does not seem a Disposition inclining towards an Alteration in the Judges Commissions either of Ireland or any other Colony.

A Material Objection also with the Board of Trade is, that this Clause is directly in the Teeth of a standing Instruction to Governor's not to permit, as I am told, any thing to be inserted in Acts of Assembly touching Judges Commissions without Authority first had from the Crown; and Exception has been taken to the Fund as already belonging to the King, but to this it has been answered, that Fines &c<sup>t</sup>. have usually hitherto been appropriated for Colony Purposes by their Legislature.

Doubtless you are aware that whenever this Measure can be had, it should regularly be by Act of Assembly, for I conceive tho' a King should grant a Commission during good Behaviour, yet such Grant can only bind himself, not his Successors; and to be sure the King will expect that an Act of Assembly for that purpose should originate from himself by some Intimation to the Assembly from the Crown; the Case of Ireland in their last Sessions, and by adverting for the Act of Parliament of the first of George the third,



touching the Iudges; you will observe the Grant I have for this Suggestion, even if it had not been in Instruction; as likewise the Necessity there will be for some Clause of Removal, as it would be an extreme difficult thing to convict, and without a Conviction at Law of Misbehaviour, the King, I take it, could not remove tho' the Commission runs *quam diu se benegesserint*.—I am well assured Mr. Cumberland has left no Stone unturned to compass Success, and have no doubt of his adherence to his Terms, if the Legislature shall please to revive the Bill next Sessions, leaving out the Commission Clause: The desired Alteration attended with the requisite Circumstances may be the Application of a future Day unconnected with any Measure; tho' Doctor Franklyn, who was at the Plantation Office the day this Act was under Consideration informs me that an Act of the Province of Pensylvania providing proper Appointments for their Iudges if the King would assent to the Alteration in their Commissions to the *quam diu* was repealed here about three or four Years since.—

Indeed the Fluctuation of Counsels and of Ministers in this Country is a truly unhappy Circumstance for the People in all Parts of the Dominions; The Ground of Yesterday is no longer to Morrow:—Before I conclude this Letter, I must observe that it will be advisable for the future to apprise me of all Acts passed as soon as possible after receiving the Governor's Assent, marking out such as there may be the least doubt with any Member of being perfectly acceptable at home, that I may be as early as Ministers, for it seems as if Government of late did not fancy the Trouble from Agents; The People of Georgia wrote to Doctor Franklyn to support certain Acts passed last Session, his Letters did not arrive quite so soon as the Acts, which upon Arrival were immediately taken under Consideration, and a material one Repealed, that when their Agent attended to signify the Commands he had received, he was told he was too late, for that the Act was repealed.—indeed in our present Business, not having a Copy of the Act transmitted with your first Letter, I was at a difficulty, but took the Precaution of leaving an Order at the Office for a Copy to be taken for me upon its Arrival, and also notice thereof to be sent to me.—

The Newspapers mention Measures intended by Government with Respect to New England; the Ministry are highly incensed, but the real Resolutions of Government thereupon have not transpired, are in the main kept private.—



Mr. Daniel Moore has at length put in his Answer, I am preparing a Reply, a Copy of which and of the Answer I will send as soon as in my Power.—

I am, with great Respect.

Gentlemen.

Your very faithful, and obedient Servant  
Charles Garth

COPY OF SIR MATTHEW LAMBE'S REPORT—(viz.) AN ACT FOR ESTABLISHING COURTS, BUILDING GOALS, AND APPOINTING SHERIFFS AND OTHER OFFICERS FOR THE MORE CONVENIENT ADMINISTRATION OF JUSTICE IN THIS PROVINCE.

This Act has a suspending Clause in it, which is very fit it should have, as great Alterations are thereby made in the Constitution and Proceedings of the Courts of Law in this Province, there are many very useful things contained in it, which will be for the Ease and benefit of the People there; But there are some particulars which I think necessary to represent to your Lordships, not knowing what previous Instructions or Directions were given for making such Alterations by Act of Assembly.<sup>7</sup>

There is a Clause that empowers the Judges in their Circuit Courts to determine without a Jury in a summary way, all Disputes cognizable in the said Courts, for any Sum not exceeding twenty Pounds Sterling: This is a large sum to be determined in that way, and in some of the Provinces, Objections have been made to Acts that were extended to much less Sums.—By this Act the Office of Provost Marshal of this Province is forever abolished, and Sheriffs are to be appointed for the several Districts who are to execute all Process, and do all other Acts as are done by Sheriffs in Great Britain.—The Office of Provost Marshal being held by Patent from the Crown, I must presume some directions may

<sup>7</sup> The course adopted by the administration with regard to this bill well illustrates the difficulty of administering a Government of a country situated 3000 miles away by sea. After considerable delay and much complaint by the new settlers in the "back country" against the concentration of all of the courts in Charleston the colonists agreed to buy out the Provost Marshall at a large sum and prepare with consent of the administration then in power an elaborate scheme for the appointment and support of an excellent judiciary bill and send it for approval to London, and there because of the objection to the one clause the whole bill is returned to America for new delay and discussion.

have been given to Authorize the abolishing the same, and taking away the Right of the Crown, as well as the making satisfaction to the Patentee, without which this Act would have no Colour to be Confirmed.—

Next follows a Clause in this Act, which I can't imagine was inserted by any directions, and is no ways necessary for the Execution of any other part of the Act, it is the Providing Salaries for the Chief Iustice and Iustices of this Province, whenever it shall please His Majesty to appoint them *during their good Behaviour*.—I am at a loss to account for the inserting here such a conditional Provision for the Iudges, and why a Supposition should be introduced into An Act of Assembly of such Appointment.—Nothing at present calls for it, and if at any time it should, it would then be time enough to make such Provision and Instructions be given for that Purpose.—

I must therefore submit to your Lordships whether it is not derogatory to His Majesty's Dignity, the Confirmation of this Act with such a Clause, which purports a sort of a Stipulation or Proposal to obtain what they want, which they should apply for in some other Way, than by tacking it to An Act that dont require it. There is a Salary provided for the Attorney General and Clerk of the Common Pleas, but goes no further then to those *present* Officers, and not to any future.—

I have observed the Material Things in this Act, and must submit the Confirming the same for your Lordships Iudgment.

Charles Town South Carolina November 19<sup>th</sup>. 1768.

Sir,

We are ordered by the House to transmit you a Copy of the Iournals, by which you will see We are appointed to Correspond with you, and to renew the Directions given to you by the Committee of Correspondence of the former House, to exert your utmost Abilities in Conjunction with the Agents for the other Colonies, to procure a Repeal of the late Acts of Parliament so universally complained of by the Colonies, and also to Co-operate with them in every Matter wherein the general Interest of the Provinces are concerned.—

The House have this day directed a Petition to be drawn up to His majesty on the above Matters, which when done and approved by the House, We shall immediately send to you.

We are very Respectfully,

Sir

To.

Charles Garth Esq<sup>r</sup>.

Benj<sup>a</sup>. Dart

John Lloyd

John Poaug<sup>8</sup>

Thomas Evance<sup>9</sup>

Thomas Savage

Charles Elliott<sup>10</sup>

Your most Humble Servants,

Peter Manigault

Charles Pinckney

James Parsons

Henry Laurens

Thomas Lynch

John Rutledge

Christopher Gadsden

The above Letter was sent by the Ship

Wellworth, Cap<sup>t</sup>. M<sup>c</sup>. Causland.....}

Duplicate, 7 the Ship Amity's Advice}

Cap<sup>t</sup>. M<sup>c</sup>. Lean.....}

LETTER FROM CHARLES GARTH ESQ<sup>r</sup>., AGENT FOR THIS PROVINCE IN  
GREAT BRITAIN; RECEIVED BY THE SHIP LONDON, CAP<sup>t</sup>.

CURLING.

London, September, 7<sup>th</sup>. 1768.

Sirs,

As yet I have received no Notice from the Council Office, of the Act for establishing County Courts &c<sup>t</sup>. having been under Consideration of the Privy Council, indeed believe no Board of Committee upon Plantation Affairs has been held since my last Letter.

My Account for the last Year being ready, I take the opportunity of forwarding it with my Dispatches to the Committee of Merchants. and I am—

Gentlemen—with great Respect.

Your very faithful and most ob<sup>t</sup>. Servant

Charles Garth

<sup>8</sup> John Poaug married Charlotte Wragg, daughter of Joseph Wragg Jan. 1st, 1763 (St. Philips P. Reg. Smith & Salley, p. 170) buried Dec. 15th 1780 (ibid. 242). One of the "unanimous 26." (This Mag., vol. 15, p. 29.)

<sup>9</sup> Thomas Evance. Wife Margaret Smith, only daughter and devisee of William Smith Jr., (This Mag., vol. 4, p. 241). One of the "unanimous 26."

<sup>10</sup> Charles Elliott born Aug. 17th, 1737. Married 1st., Jane Stanyarne 2nd Ann. Ferguson. One of the unanimous 26 who approved the Massachusetts "factious" letter, buried Jan. 18th, 1781.

DISBURSEMENTS AND OTHER CHARGES, UPON ACCOUNT OF SOUTH CAROLINA, BY CHARLES GARTH—VIS<sup>t</sup>.

1767.



August....	To Postage of Packets of Gazettes....	£ 0..18.. 6
Septem <sup>r</sup> ....	To Ditto.....	1..14..—
October....	To Ditto.....	1.. 8.. 8
Novem <sup>r</sup> ....	To Sundry Attendances &c <sup>t</sup> . on the } Secretary of State, and Clerk's upon } the Affair of Chief Iustice Shinner....	7.. 7..—
	To a Memorial thereupon.....	4.. 4..—
	To two Copies of M <sup>r</sup> . Shinner's Mem- } orial to the Governor, and ditto of the } Assembly's remarks thereon.....	3..10..—
	To Postage of Packets. &c <sup>t</sup> . ....	2..14.. 4
	To attendances &c <sup>t</sup> . at Offices on the } matter of the Instruction to be sent in } Time to the Governor for the Bill to } abolish the Provost Marshal's Office } &c <sup>t</sup> .....	1.. 1..—
	To sundry Attendances on Lord Clare, } and at the Plantation Office, upon an } intended Plan touching Regulations } with the Indians and trading with } them.....	5.. 5..—
December..	To Postage of Packets and Duplicates..	2..16..—

1768.

January...	To sundry Attendances at the Planta- } tion Office, Lord Hillsborough and } other Departments of Government, } upon the intended Alteration in the } Administration of Iustice, and Resolu- } tions of the Assembly thereon.....	5.. 5..—
	To Postage of Packets, by the Packet } Boat.....	2..16..—
	To New Years Gift, at Plantation } Office.....	2.. 2..—
	To ditto at the Treasury.....	2.. 2..—
	To ditto at the Council Office.....	2.. 2..—

	To ditto at Secretary of States.....	2.. 2..—
	To sundry Meetings with M <sup>r</sup> . Cumber- land, and attendances on Lord Hill- borough.....	4.. 4..—
	To sundry Meetings and Consulta- tions with Colony Agents on American Affairs, Paper Currency; and the Bill touching Penalties and Forfeitures in- curred in America.....	12.. 12..—
February...	To attendances on Ministry on the subject and view of same Bill.....	5.. 5..—
	To Postage of Packets.....	1.. 14.. 4
	To sundry Attendances on M <sup>r</sup> . Wilton.	3.. 3..—
March.....	To Postage of Packets.....	1.. 16.. 8
April.....	To ditto.....	1.. 8.. 4
May.....	To ditto.....	1.. 8.. 4
June.....	To ditto and Letters.....	2.. 4..—
	To Journey to London from Devizes and travelling Expences on Receipt of the same.....	8.. 8..—
	To sundry Attendances &c <sup>t</sup> . on Lord President, the Duke of Grafton, Secre- tary of State, and others on the Act for establishing Courts of Justice &c <sup>t</sup> .....	5.. 5..—
	To a Caveat at Plantation Office, and Attendance for Copy of the Act on Arrival.....	1.. 1..—
	To a Messenger &c <sup>t</sup> . to the Captains in the River for the Act.....	1.. 1..—
	To Clerk at the Plantation Office, for a Copy of the Act.....	4.. 14.. 6
July.....	To Postage of Packets, &c <sup>t</sup> . with Printend Copy of the Act.....	2.. 8.. 4
	To a Copy of Sir Matthew Lamb's Report.....	3.. 3..—
August.....	To an Express to Devizes with notice of the time for taking under Con- sideration.....	3.. 3..—

August.....	To travelling Expences from Devizes	
	&c <sup>t</sup> . to attend accordingly.....	8.. 8..—
	To attendance on the Merchants to	} 2.. 2..—
	desire their Meeting to know the Act	
	explained to them, for their recommen-	
	dation.....	
	To attendance and Arguing in sup-	} 10.. 10..—
	port of the Act for Confirmation.....	
	To fees to Officers at Plantation Office	} 3.. 13.. 6
	on Public hearing.....	
	To ditto to Chamber keeper, and	} 1.. 1..—
	Door keeper.....	
	To sundry Meetings with M <sup>r</sup> . Cum-	} 2.. 2..—
	berland.....	
	To Attendance at Council &c <sup>t</sup> . to	} 2.. 2..—
	have Order of the King in Council	
	upon the Act sent to me.....	
	To Postage of Packets &c <sup>t</sup> .....	1.. 4.. 8
	To attendance and Meetings of the	} 6.. 6..—
	Agents on present Posture of affairs in	
	America.....	
	To attendance at the Plantation	} 1.. 1..—
	Office, for the rest of the Acts of last	
	Session of Assembly and to know if	
	any were exceptionable.....	
		<hr/>
		£148.. 17.. 2
	Salary.....	200.. —.. —
	Extra Salary.....	50.. —.. —
		<hr/>
	Sterling.....	£398.. 17.. 2
		<hr/>

LETTER FROM CHARLES GARTH ESQUIRE, AGENT FOR THIS PROVINCE  
IN GREAT BRITAIN, RECEIVED  THE SHIP BRITISH KING,  
AND DUPLICATE  THE HEART OF OAK

London. October the 14<sup>th</sup>. 1768.

Gentlemen.

My last advices will have prepared you for the Reception of the disagreeable Intelligence I am now to communicate; A few days since, the Act for establishing Circuit Courts &c<sup>t</sup>. was together with a Report of the Board of Trade thereupon taken under Consideration of the Privy Council, the Result is, that the Lords in Council have advised the Disallowance thereof;—I find the Representation to His Majesty thereupon, went up in very favourable terms of Expression, regarding the general Scope of the Act: if it may be, I will send you a Copy thereof, but at present, they are so cautious of granting Copies of Office Papers, that perhaps I may not be indulged therewith; The Secretary of State writes by the Pacquet Boat to the Governor upon the Subject of the Order in Council, whose Sentiments may probably be communicated to you upon Arrival.—I cannot send you any certain Information of ministerial Measures with respect to America, the Language held out does not forebode Favour to the Suits preferred: the Parliament meets the eighth of next Month, and will immediately go upon the Consideration of the late Transactions in the Colonies. I think it should have been considered by the Colonies, that this is a new Parliament, before they had determined to confine their Applications for Relief against the late Laws, to the Crown only; as in Consequence their Friends in Parliament are very much embarrassed: I will send you as early an Account of the Measures intended when come to my knowledge, as shall be in my Power; in the mean time, with great Respect.

I am

Gentlemen.

Your very faithful and most obd. Servant

Charles Garth

LETTER FROM CHARLES GARTH ESQUIRE, AGENT FOR THIS PROVINCE  
IN GREAT BRITAIN, RECEIVED  $\text{P}$  THE SNOW PORTLAND, CAP<sup>t</sup>.  
HIGGINS, AND DUPLICATE  $\text{P}$  THE RANGER, CAP<sup>t</sup>. PICKLE.

London, November 10<sup>th</sup>. 1768.

Gentlemen

Enclosed I transmit His Majesty's Speech at the Opening of the Sessions of Parliament, with the Address of the Lords; that from the Commons being not yet carried up to the Throne, I have not in my Power to forward by this Opportunity:—You will perceive from the Speech and the Address enclosed sufficient to form as well an Opinion of the Tendency of the Commons Address, as of the prevailing Ideas and Resolution of Great Britain with regard to the Colonies. In the House of Commons there was a Motion for altering the Address proposed, in which the Commons "thank his Majesty for the steps he had taken to suppress the Disorders that had happened at Boston, and in support of the sovereign Power of Great Britain." but as some Gentlemen doubted the propriety of some of those measures, they were of Opinion they ought not to return Thanks for the Measures until they knew from Authority what they were, and therefore M<sup>r</sup>. Dowdeswell<sup>11</sup> Moved, that instead of the Paragraph of Thanks for the steps taken, the House "should assure his Majesty they would immediately take into Consideration the measures which had been taken, not doubting however in the mean time, but that such had been pursued as should be thought prudent and right for the suppression of the Attempts made against the Authority of Government" or to the like Effect; among other Things, it was said a Mandate from a Secretary of State to dissolve an Assembly for non-Compliance with an Order or Requisition from a Secretary of State, carried with it Attempts towards the Exercise of a Power over the People in the Colonies which the House of Commons would never approve or countenance, and M<sup>r</sup>. Grenville was of the same Opinion, adding that it was the Duty of the House to superintend the Measure of Ministers, and to prevent the Subjects of the Colonies from being aggrieved by unjustifiable Acts of Power shewn them by any Minister, and there-

<sup>11</sup> William Dowdeswelle (1721–1775) member of parliament for Tewkesbury and later for Worcester. Chancellor of the Exchequer in the Rockingham Administration. A close friend of Lord Rockingham, refused to join the Chat-ham Administration which he severely criticised.



fore approved of the Alteration proposed but as the Ministry declared there was nothing in the Words of the Address offered, which could preclude Gentlemen from having an Account of the Measures directed, and to give their Opinion thereon when laid before them, it was hoped that the Alteration moved, would be withdrawn, Mr. Dowdeswell declined complying therewith, upon which a Question was put whether the Words objected to in the Address offered should stand part of the same, and was carried in the Affirmative. The Propriety of the Repeal of the Stamp Act was Attack'd, but Mr. Burke<sup>12</sup> in a very able Speech, supported that Measure, tho' he chose to confine himself to the Ground of commercial Interests.

Enough was said from all Quarters to discourage the least possible hope in America of a Repeal of the late Duty Act, until duly submitted to, and then only upon the Consideration of a Grievance in Point of Burthen upon the People, that whenever a Repeal should be granted, the Principle thereof might not be mistaken in America. Enough also was said to manifest that the matter of Billiting Soldiers in the Colonies by Act of Parliament would never be receded from; the Invitation to the Inhabitants of Massachusetts to provide themselves with Arms &c<sup>t</sup>. from an apprehension of an Approaching War with France, made great Impression upon the Minds of the Members, and it was urged to be Treason against the State in the Persons voting that Request, so that in this Conjunction of Things, the House would not listen to a Proposition for a Repeal of the billiting Clause: it was declared indeed, that if the Parliament had no Right to lay Taxes, they had no Right to billit Soldiers, nor to restrain the Freedom of Commerce, nor to pass any Law to bind the Colonies; and tho' at first a Distinction was attempted to be set up between Legislation and Taxation, yet from many Papers publish'd in America, it now appeared that the distinction was exploded by Men of Understanding in the Colonies, and that the Objection to the Power of Parliament extended a great deal farther: Preferring Applications to the King alone, passing by both Houses of Parliament, was said to be a full Confirmation of the Extent of that Objection; But the

<sup>12</sup> Edmund Burke (1729-1797), the famous Whig Statesman, in many respects the most distinguished man intellectually in England during his time. His works are still read and his character admired.



declaratory Act was insisted upon to be binding upon all the Subjects, if the Power of Parliament could really have been doubled by any Men before that Act, and this seemed to be so strongly the Sense of the House, in which there are upwards of One hundred and Sixty new Members, that no Applications founded upon the sole Right in the Assemblies to lay Taxes upon the People of the Colonies can meet with Admittance or Reception.

A Vessel going this Afternoon furnishes me with an Opportunity of sending the earliest Account of things here, which I have thought it my Duty to do, as well as not to suppress any part of the Appearance they wear, to enable you to form your own Judgment necessary in the direction of your Conduct. I understand there is in Agitation some Plan for rectifying (as it is called) the imperfect System and Constitution of Government in several of the Colonies, but of what Nature has not transpired, whenever it does, I shall forthwith communicate:—The Agents think it their Duty to meet Weekly to consult together, and to Act as Exigencies offer;—I shall perhaps in a little while have an Opportunity of sending you fresh Intelligence, in the mean time, I remain

With great Regard

Gentlemen

Your very faithful  
and most obedient Servant  
Charles Garth

LETTER FROM CHARLES GARTH ESQ<sup>r</sup>. AGENT FOR THIS PROVINCE IN  
GREAT BRITAIN, RECEIVED  THE SHIP LIBERTY, CAP<sup>t</sup>. LASLEY,  
AND DUPLICATE  THE UNION, CAP<sup>t</sup>. COOMBES.

London, November 29<sup>th</sup>. 1768.

Gentlemen,

Since my last nothing material has past in Parliament for your notice touching America, for bill Yesterday, the Papers and Letters to and from the Colonies and Government were not laid before the two Houses of Parliament, in the Commons a Committee of the whole House is appointed to take the same under Consideration on Wednesday the 7<sup>th</sup>. of December, but I apprehend Resolutions will not be offered until the Holidays are over.—I have this day been ordered, with other Gentlemen, to bring in a Bill for the Importation of Rice from America duty free for a further limited time.

and I believe we shall be able to carry it to the first of January 1770.—By this opportunity I transmit the Votes which have been Printed to this time, and shall continue to forward them as Occasion offers.

I am       Gentlemen, with great Respect  
              Your very faithful and obedient Servant  
              Charles Garth.

LETTER FROM CHARLES GARTH ESQUIRE, AGENT FOR THIS PROVINCE  
IN GREAT BRITAIN, RECEIVED <sup>20</sup>3 THE SHIP

London, December 10<sup>th</sup>. 1768.

Gentlemen,

In the Votes transmitted by this opportunity, you will see a List of the Papers which the Kings Minister have laid before the House of Commons, principally relating to the Proceedings which have taken Place at Boston; since then M<sup>r</sup>. Beckford has moved for other Papers, (of what Nature you will likewise see in the Votes transmitted,) urged upon the Principle of Parliaments being fully informed, previous to the entering upon measures touching the Colonies, of every transaction as well on the part of all the Provinces in America as of the Kings Servants both at home and in America; Two of his motions were not admitted as being too extensive, the Charters are already in the Possession of the House, Copies of the King's Letters Patent and Instruction together with the Directions Letters &c<sup>t</sup>. as therein mentioned would be impracticable to lay before the House in the Course of the Sessions in the Extent asked by the motion, even if in Point of Prudence it could be thought fit for every minute Circumstance in the several Departments of Government to be made public, merely upon the Principle of Information; if any Particular transactions had obtained which might be thought imprudent or unjustifiable on the Part of Government, and Papers relative thereto were wanting, the Application would be proper and Parliamentary; and as to the Suggestion that the Papers upon the Table seem to concern the Massachusetts only, it was said that these were offered not upon the Principle of Information touching the Situation of Affairs in all the Colonies, but that the House might be fully informed of the Nature and Extent of the Proceedings and Disturbances in that Colony for their Judgment, as being a distinct Consideration from

what the House might chuse to do upon a Complaint of Grievances when offered from the Colonies, but which could not with Propriety come under Deliberation, until the Case of the Massachusetts had received the Judgment of Parliament.

the other Motions for an Acco<sup>t</sup>. of the Net Produce of all Duties imposed by Act of Parliament, as of the Value of all Goods &c<sup>t</sup>. exported from or imported into Great Britain from Christmas 1766. were Admitted, and ordered accordingly; and as to the Matter of Grievances, if offered upon the Ground of an exclusive Right in the Colonies alone to impose Taxes upon themselves, neither House will admit a Complaint of that Nature; A Petition from the Assembly of Pennsylvania was offered a few days since, but upon the State of the Contents the Right appearing therein to be insisted on, the Declaratory Act was called for, and after being Read; it was said the House could not admit a Petition which struck at a Principle of the Constitution, declared so Positively in that Law, ever to have been the inherent Right of Parliament; upon which the Order of the Day was moved for from what has fallen from Administration both in Parliament and in private Audiences, they seem very inclined to consent to a Repeal of the late Duty Act, Lord Hillsborough told the Agents at an Audience of us all together, that it was his first Idea after coming into Office, and had mentioned his Reasons to the Chancellor of the Exchequer, which had been approved, that the Measure was agreed upon to have been proposed this Sessions, but shortly after this Resolution taken, arrived an Account of the Proceedings at Boston and also sundry Petitions to the King from the Colonies, claiming the Sole Right of Taxation, and questioning the Authority of Parliament in this particular.

the King's Servants were then obliged to depart from their Plan or must appear to the World to adopt the Principle of the Colony Claims, which were inadmissible,—his Lordship added that if applications for a Repeal were offered upon the Ground of its Inexpediency only, (and which seems to be the Idea of every Branch of Administration,) it would be well received;—but in the present state and Situation of things in America, there would be too much reason to doubt a Repeal applied for upon any Ground in the Course of this Year; and therefore this Proposition must wait your Direction to determine upon and to direct your Agents accordingly,

being myself still of the same Mind, that they ought not to go into Parliament waving a Point their Constituents appear to adhere to, and yet I may as I do at present think, if a Repeal of this Law can be obtained upon any Ground, it would be a right Measure for both Countries and tend to heal the unhappy Breach subsisting, as in my mind after a Repeal of a second Revenue Act, future Legislatures would be tender of the like Attempt, convinced that the Resistance was not the Passion of the Hour, or the Faction of the Day, as has been suggested touching the Ground for the Repeal of the Stamp Act, and therefore thought might be again attempted in another Shape, but which has manifested clearly the true Principle of Disapprobation of such Laws, and therefore constant Ground of Disquietude in every Instance of similar Attempts.

I have the Satisfaction to inform you, that I have conducted through the House of Commons, the Bill for the importation of Rice Duty free for another Year, and have carried it up to the Lords, where I believe it will meet with no Difficulty.—With great Respect. I am—Gentlemen

Your very faithful and most obed<sup>t</sup>. Servant  
Charles Garth.

*(To be continued)*

ABSTRACTS FROM THE RECORDS OF THE COURT OF  
ORDINARY; 1764-1771

Compiled by MABEL L. WEBBER.

*(Continued from Vol. XXVII)*

Citation of Christopher Simpson to administer on estate of John Trattle later Capt. Commandant of Fort Lyttleton, Beaufort and Mathew Cross of St. Philips Charles Town were read before The Governour; His Honour ordered said Simpson should first produce his accts. against said estates to be filed and then granted Letters of administration of said Trattle and Cross. October 6<sup>th</sup>. Oct. 1768. Thursday.

Citation to Archibald Crawford surveyor to admr. estate and effects of Bennet Oldham late of St. Michaels Parish Attorney at Law. 10<sup>th</sup> Oct: 1768 [Erased, note in Margin: "There is a will."]

Citation to Nehemiah, Sarah and Catherine Rivers to admr. estates of Samuel and Elizabeth Rivers late of St. Andrews Parish. 10<sup>th</sup>. Oct. 1768

Manuel Gums enters a Caveat against Frederick Jones administering on the Estate and Effects of Richard Gums late of St. Marks, Turner deceased untill he is heard before the Governor in the Court of Ordinary. Oct. 11<sup>th</sup>. 1768 [Note in the margin: "140 Miles from Town. Gums is the Father, Jones is of no kindred nor any Creditor."]

Citation granted to Christian Dawson Widow to administer on the Estate and Effects of the Rev. Mr. William Dawson<sup>1</sup> late Rector of Pensacola & also late of this Province as nearest of

<sup>1</sup> Rev. Wm. Dawson A. M., elected Rector of St. John's Parish, Colleton, Nov. 3, 1765. He was born at East-Lothian, Scotland, in 1718; educated at University of St. Andrews. Ordained Deacon, May 6, 1764. Licenced by Dr. Ferrick, bishop of London, July 2, 1764, to perform the Ministerial Office in Pensacola. He arrived in Charles Town Aug. 1765, and immediately proceeded to his place of destination. As no accommodations could be immediately provided for his family, Gov. Johnson permitted him to return to Carolina for some time, leaving a Curate in the Church. Mr. Dawson died on John's Island, Jan. 19, 1767 [*sic*], and his Curate died on the same day in Pensacola. (Dalcho, pp. 362-363.)

Kin. To be read in St. Philips Parish & returned certified. 13<sup>th</sup> October, 1768. [Note in Margin: "No Minister in Johns Island or St. Andrews."]

Citation to Andrew Johnston to Admr. on estate of Archd. Johnston late of Prince Georges Parish Planter as next of Kin; to be read in the parish Church of Prince Frederick and returned certified. Oct. 14<sup>th</sup>. 1768.

In the Court of Ordinary Oct. 14<sup>th</sup>. 1768. The will of Peter Paul deceased could not be proven in the usual way as appears by the Probate on the will made by Benjamin Smith and Henry Smith Esqrs. His Honor ordered Letters of Administration cum Testament to be granted to Susanna Paul Widow.

The will of Bennet Oldham was proven, after qualifying Archibald Crawford Executor His Honour granted Letters Testamentary to the said Crawford.

The will of Henry Richardson late of Chas. Town Mariner was also proven before the governor; Elizabeth Richardson qualified as Executor.

Citation to John Divant Junr. to administer on the Estate of John Divant Sen<sup>r</sup>. late of Port. Royal Island Planter as nearest of Kin. To be read in the Parish Church at Beaufort or the nearest parish Church. 17<sup>th</sup>. Oct. 1768.

Citation to John Thompson of the Waxaw settlement, County of Craven to administer on the Estate of Samuel Thompson of County of Craven Planter as nearest of kin. To be read in the Parish Church or nearest place of Worship. 17<sup>th</sup> Oct. 1768.

Citation to Luchrisia Goodwind to admr. on estate of John Goodwind late of St. Davids parish Planter. Oct. 18, 1768.

Jean Flintham to admr. on estate of Edward Flintham of St Marks parish as nearest of kin. Oct. 19, 1768.

Benjamin Maddox to admr. on estate of Andrew M<sup>c</sup>Kewn of the Waxaw Settlement as nearest of kin Oct. 19, 1768

Sabina Wilson of St. Michaels parish to administer on the estate of Elizabeth Rose and Margaret Lucia Rose as nearest of kin. To be read in the Parish of St. Philips. 20<sup>th</sup> Oct. 1768.

Richard Waine mercht. of Charles Town to admr. on estate of Hugh Daley of St. Michaels parish as greatest creditor. Oct. 21, 1768.

Thomas Adam Merchant in Chas. Town to admr. on Estate of

James Long late of St. Peters Parish Purrysburg Storekeeper as principal creditor. 21 Oct. 1768.

21 Oct. 1768. The Witness to prove the will of Saml. Perronneau. Will was Set aside by the Gov'r. the Said witness being a legatee.

21 Oct. 1768. Will of John Lewis was read and at same time W<sup>m</sup>. Lewis of St. James's Santee was qualified as Executor before the Governor.

Job Rothmahler to adm<sup>r</sup>. on estate of Arthur Forster of Prince Fredericks parish planter as principle Creditor. 21 Oct. 1768.

Mary Lowremore widow to administer on estate of Robert Lormore late Prince George parish planter as principle creditor. 21 Oct. 1768.

Robert Clark of St. Philips to administer on estate of David Duckner of said Parish, Sadler 22 Oct. 1768.

William Webb Merchant in CharlesTown to admr. on estate of Samuel Peronneau with will annexed as next of Kin. To be read in Parish Church of St. Michaels and returned certified. 22 Oct. 1768.

CharlesTown October 22, 1768. We the <sup>1</sup>Subscribers, named and appointed Executors in the last will & Testament of Samuel Peronneau, late of CharlesTown Merchant Deceased; do Beg leave to inform your Honour, that we decline acting or intermeddling with any of the affairs or belongings to the Estate of the said Samuel Peronneau deceased. We have the Honour to be S<sup>r</sup>. your most obed<sup>t</sup>. Serv<sup>t</sup>. Henry Peronneau, Arthur Peronneau John Parker.

To the Honb<sup>le</sup>. W<sup>m</sup>. Bull, Esq<sup>r</sup>. Lt. Gov<sup>r</sup>. and Ordinary of the Province of South Carolina.

The above Renunciation being read by the Gov<sup>r</sup>. His Honour order'd the above citation to be issued accordingly.

Derby Pendergrass & William Holiday of St. Philips parish to admr. on estate of James Obrien attorney at Law, late of St. Michaels parish. 22 Oct. 1768.

Mr. Alex<sup>r</sup>. Rose Merch<sup>t</sup>. in Chas.Town entered a Caveat ag<sup>t</sup>. Sabina Wilson of St. Michaels parish having letters of administration on the Estate of Elizabeth Rose and Margaret Lucia Rose till he is heard by his Council in the Court of Ordinary. 24<sup>th</sup> Oct. 1768 Alex. Rose.



Peter Manigault as attorney of Sarah Nickleson & Isaac King of London Merchants Principal Creditors of Samuel Peronneau deceased enters a Caveat against the Granting Letters of Administration on the Estate and Effects of the Said Samuel Peronneau deceased unto William Webb of CharlesTown Merchant, until he be heard by his Council in behalf of the Said Sarah Nickleson & Isaac King in the Court of Ordinary. 25<sup>th</sup> Oct. 1768.

P. Manigault.

Mary Campbell to admr. on estate of W<sup>m</sup>. Campbell late of Prince Frederick's parish, Craven County, Carpenter, as nearest of kin. 25<sup>th</sup> Oct. 1768.

James Stanyarne and Henrietta Stanyarne, late widow of William Raven deceased & Elias Vanderhorst Guardian of Elizabeth Raven, daughter of the Said William Raven, as nearest of kin, to administer on the estate of the Said William Raven with will annexed. 28 Oct. 1768.

Roger Peter Handasyde Hatley Collector of his majesty's Customs for the Port of Charles Town in behalf of the King of Samuel Peronneau deceased enters a Caveat against the Granting Letters of Administration on the Estate & Effects of the Said Samuel Peronneau deceased unto William Webb of CharlesTown Merchant untill he be heard by his Council on behalf of the Crown in the Court of Ordinary. R. P. H. Hatley. 27 Oct. 1768.

In the Court of Ordinary Octr 23<sup>d</sup>. [*sic*], 1768. The Citation of Sabina Wilson to administer on the Estates of Elizabeth & Margaret Lucia Rose was read and His Honour after he had heard the Council for Alex<sup>r</sup>. Rose who had entered a Caveat in behalf of near Relations in Scotland and also the Council for the Said Sabina, as the Estate is at present in the hands of Stephen Bull of Sheldon and—Bellinger Esqrs. thought proper to postpone granting Letters till the s<sup>d</sup>. Alex<sup>r</sup>. Rose hears from Scotland as the said Estate will be well taken care.<sup>2</sup>

The will of Sam<sup>l</sup>. Peronneau deceased was also read & proved

<sup>2</sup> Elizabeth and Margaret Lucia Rose were the daughters of Dr. William Rose and Lucia (Wilson) Bellinger, widow of William Bellinger (Wm 2. Edmundl). She married Dr. Rose in Dec. 1743. She was the daughter of Lemuel Wilson of Va. Stephen Bull of Sheldon was a first cousin to her first husband, Wm. Bellinger. She had no surviving children by her first husband, so probably inherited all his estate. (Mss. notes collected by M. L. Webber.)

by John Dearmy Esq<sup>r</sup>. from his knowledge of the s<sup>d</sup>. Peronneaus hand His Honor also Sustained the Evidence given last friday by the Legatee W<sup>m</sup>. Burt A late act of Parliament allowing the same. Then the Caveats in the behalf of the Crown & also Peter Manigaults Caveat in behalf of Sarah Nickelson. & Isaac King were read and after hearing Council for all the Parties His Honour ordered Letters of administration to be granted to Peter Manigault Esq<sup>r</sup>. and the Crowns Claim to be first. satisfied with the consent of the said Manigaults Council.<sup>3</sup>

The Renunciation of Dr. Lionell Chalmers one of the Exors. of the will of Ezekiel Davids was read & accepted; the other exor. Joseph Williams was qualified.

Wm. Holiday to admr. on estate of Jas. Obrien.

Richard Waine to admr. on est. of Hugh Daley late of St. Michaels parish.

Christian Dawson to admr. est. of Rev. W<sup>m</sup>. Dawson.

Robert Clark Sadler to admr. est., of David Duckner.

*(To be continued)*

<sup>3</sup> Abstract of will of Samuel Peronneau, dated 24 Feb. 1768. Wife Sarah and her marriage Settlement—"She has eloped from her husband" [She eloped with Gov. Thomas Boone whom she married after the death of Peronneau.] Sisters Elizabeth Peronneau Jr. and Mary Peronneau, and Wm. Burt. Exors. Friends Henry Peronneau Arthur Peronneau & John Parker. Nov. 1768. Peter Manigault admr. with will annexed.

MARRIAGE AND DEATH NOTICES FROM THE CITY-  
GAZETT AND DAILY ADVERTISER

Copied by ELIZABETH HEYWARD JERVEY

Married, on the 25th of December last, Mr. Daniel Bird, of Edgefield, South-Carolina, to the amiable Miss Sarah Oliver, of Petersburg, Georgia. (Monday, January, 12, 1807.)

Married, on Sunday evening last, by the Rev. Mr. Munds, Mr. James Watson, to Mrs. Mary Cameron.

Died, at Sierra Leon, (Africa) in October last, Mr. Francis Marlen, of this city. To his aged parents, and an affectionate wife and family, his loss is irreparable. (Thursday, January 15, 1807.)

A jury of inquest was held on Thursday evening last, at the Marine Hospital, upon the body of *Oluff Gronning*, one of the crew of the ship *Cleopatra*, *James Butman*, master; and *R. F. Lawson*, supercargo; which arrived in this port on Sunday last, with a cargo of slaves, from Africa. The following is their verdict:

"That the deceased, *Oluff Gronning*, came to his death by the cruel and ill treatment of captain *Butman* and *R. V. Lawson*, by severe beatings, and particularly by *Mr. Lawson* stabbing him under the left arm with the tormentors, or cook's fork, it having entered the throat, by which he languished and died.—There being also the marks of eight blows inflicted on his arms, hand and feet, and said to be inflicted by said *Lawson*, with a billet of fire wood, and the pumpbolt on board said vessel."

Another of the crew died on Thursday evening last. A jury of inquest held morning, brought in the following verdict:

"*Daniel Meyer*, a native of Denmark, a mariner on board the ship *Cleopatra* capt. *J. Butman*, and *R. V. Lawson*, supercargo, came to his death from the cruel and ill treatment, wounds and bruises, particularly by the captain twisting and bruising his right arm, from which a mortification took place; and a number of bruises on his arms and legs, which deprived him of the use of them, inflicted by *Mr. Lawson* and the captain jointly, on board, of which he died in the Marine Hospital on Thursday evening last." (Saturday, January 17, 1807.)

Died at Nassau on the 5th of January, Miss *Mary Wells*, eldest daughter of late highly esteemed John Wells, esq. formerly proprietor of the Bahama Gazette. The loss of this young lady to her relatives in Charleston, who she left in the bloom of health a few days ago, will be felt with poignant regret. Her friends in this country do justice by their grief to her amiable disposition good sense and accomplishments; while we lament the painful task of recording her early fate. (Monday, Jan. 19, 1807.)

Died, in this city, on Thursday last, in the 77th year of her age, *Mrs. Elizabeth Neufville*, widow of the late John Neufville, esq. A lady, whose real goodness will long endear her memory to her descendants, and gained her the esteem of all who knew her. (Wednesday, January 21, 1807.)

Married, at St. Philip's Church, on the 22d instant, by the Rev. Doctor Jenkins, the Reverend James Dewar Simons, to Miss Harleston Corbett, daughter of Thomas Corbett, esq.

Married, on Thursday evening, by the Rev. Mr. Munds, Mr. John Williams Allen, to the amiable Miss Eliza Hibben, both of Christ Church parish.

Departed this life, on Thursday last, Mr. George Drennis, sincerely regretted by his friends and acquaintances. He was a truly honest, upright and industrious man, and for many years past a respectable inhabitant of this city.

Died, on the 15th of November last, in Laurens district, Mrs. Ann Newby, at the advanced age of 112 years. Until within a few months before her death, she was able to transact the business of her house. She has left her husband, Mr. Robert Newby, only 37 years of age, together with a numerous train of acquaintances, to lament her loss. (Saturday, January 24, 1807.)

On Friday last, a Jury of Inquest was held on the body of John Shoemaker, a Polander, Patroon of a small Schooner belonging to Stono. It appeared that the deceased was a very good, honest man—that getting into company in a small house in Queen street, on Wednesday evening, by some slight of hand or legerdmain, he lost a valuable watch intrusted to his care to deliver to a gentleman at Stono, his employer—the loss of which so preyed upon his mind, and not being able to hear of the watch or to recover it, he on Thursday evening, very deliberately took an ounce of Laudanum, and shook hands with all the people present and wished them well—

saying, he was going a long journey, and bid them farewell, and laid himself down on a bed. Shortly afterwards he was seized with convulsive fits—a surgeon was sent for who administered medicine, and at length brought him so much too, as to be able to speak, and recollect the persons round him, but appeared very angry that any body should trouble him, saying he had made his peace with God and wished to die; that his mind was troubled about the loss of the watch; that he had not made away with it.\*\*\*\*

Married, on Thursday evening last, by the Rev. Dr. Gallagher, Mr. Alexander M. Orr to Miss Alecia Parfield. (Tuesday, January 27, 1807.)

Died on Friday evening last, Mr. Jacob Ulmer, aged 74 years, a native of Germany, but a resident of this state for 56 years. (Wednesday, 28, 1807.)

Died yesterday morning, after a painful illness of eleven days, in the 67th year of his age, Mr. Israel D'Lieben, a native of Prague in Bohemia. America has been his residence these 36 years, and he has always borne the character of an upright man. Those who knew him in this city, can bear testimony that his heart was truly generous—that in him the needy ever found a friend. He has left a wife and niece to lament his loss, and a large circle of friends and acquaintance to regret his demise. (Thursday, January 29, 1807.)

Died, suddenly, in this city, on the 23d instant, after a short and painful illness, Mr. Solomon Peter June; aged 28 years. (Friday, January 30, 1807.)

Died, at Brunswick, (Georgia) on the 21st inst. in the 43d year of his age, Captain Joel Dunn, of Richmond, Virginia, much lamented by all his friends and acquaintances. (Saturday, January, 31, 1807.)

On Monday, the 26th ult. Miss Cross, the only daughter of captain George Cross, late of the American navy, departed this life, in the 19th year of her age. The endearing manners, mild temper, domestic virtues, and well cultivated mind, of this amiable young lady, would, of themselves, have been sufficient to render her death an uncommonly distressing calamity to her unhappy parents and relatives; but the dreadful accident which brought on her painful and untimely dissolution, must aggravate the poignancy of their affliction. She had gone on a visit to St. Peter's Parish, where, on

the 21st ult. her clothes accidentally took fire—Enveloped in flames, she was terrified to such a degree, that she ran from room to room, and finally jumped through a window in the lower story of the house, before she could be arrested. By this injudicious flight, (attributable altogether to her state of distraction) she was so much burnt, before she received any effectual assistance, that she languished in torment, till she sunk into a happy eternity. (Monday, February 2, 1807.)

Married, on Thursday, the 8th January, in Greenville District. Mr. Dudley Hammand, merchant, of Pendleton District, to Miss Ann Jenkins.

Married, on Monday evening, the 12 of January last, by the Rev. Mr. Muns, Mr. William Clark, to Mrs. Mary G. Marshall, both of the Theatre.

Died, on Sunday evening, the 1st instant, after a short but painful illness, which she bore with christian fortitude, Mrs. Elizabeth Doughty, a native of Philadelphia, in the seventy-seventh year of her age; she was an affectionate mother and an obliging friend—\*\*\* (Friday, Feb. 6, 1807.)

We are sorry to state, that captain Nathaniel Ingalls, of the ship Mary-Ann, of this port, fell overboard and was drowned the day before she arrived at Greenock. (Tuesday, February, 10, 1807.)

Died, in London, on the 21st of October last in his 29th year, after a long and painful illness, Mr. William Hopton Powell, only son of Colonel Robert William Powell. This young gentleman, amiable and benevolent in his disposition, was beloved and esteemed by his connexions, and his early fate sincerely lamented by all who knew him. (Wednesday, February, 11, 1807.)

Died, at Nassau, (N.P.) on Tuesday the 8th ult. aged 76 years, Benjamin Lord, sen, Esq. formerly of South-Carolina afterward surveyor-general of East Florida, and for the last 21 years resident of these Islands. (Saturday, February, 14, 1807.)

Married, 1st December last, at Thorpe Place, Middlesex, (Eng.) John J. Pringle, jun. Esq. to Miss Izard, daughter of Ralph Izard, Esq. (Tuesday, February, 17, 1807.)

Departed this life, on Wednesday, the 11th instant, in St. Bartholomew's Parish, Mrs, Mary Caveneau, late of Cannonsborough, in the 63d year of her age.

Died, at Santee, on the 10th instant, Mr. John Peronneau, aged

forty-nine years; he was an affectionate husband, a sincere friend and was always ready to relieve those that were in distress, (Wednesday, Feb. 18, 1807.)

Died, in Washington city, on Sunday morning, at 4 o'clock, the 1st inst. of a pulmonick disease, Brigadier General Levi Casey, of South Carolina, in the fifty-ninth year of his age.

The fatal illness of this amiable gentleman was but short duration; his closing moments were passed with that serenity which arises from the reflection of a well spent life; his last breath was drawn with a calmness resulting only from true fortitude and virtue.

Early in the revolutionary war, General Casey received the command of a company, with which he gallantly assisted at the siege of Savannah, in the attempt made by the Americans and French, to storm the British works. He was afterwards distinguished as a brave and prudent officer in the battles of Rocky Mount, Hanging-Rock, Musgroves, King's Mountain, Fishdamford, Blackstocks, and at the Cowpens, where he performed very important services to General Morgan. Through the whole war he enjoyed, as a brave and valuable officer, and applause, friendship and confidence of General Sumpter.

During many years after the close of that war, in which his conduct was so important and successful, he represented Newberry district in the state legislature, both in the Senate and House of Representatives, and was at the time of his death, on the fourth term of service in Congress, a representative from South Carolina.

The friends and family of no man have more cause to lament a loss of this kind, than those of General Casey; for in sweetness and equanimity of temper, he was equalled by few; in the tenderness of affection, and domestic ties, surpassed by none. He was from the commencement of the revolution, a uniform patriot; he has left behind him, the surest testimony of public confidence and private worth, the universal love of his neighbours. Painful as the regrets of his family must be they will derive some consolation from the marked respect which was paid to his funeral by the national legislature. In this too, will the old revolutionary soldier participate; because, he will see in it, the memory of the brave is not forgotten.

The following is the order of procession as it moved from the capitol.

1. Marine Corps.
2. Chaplains of Congress.
3. Ministers.
4. Physicians.
5. Corpse.
6. Pall bearers, (six Generals).
7. Mourners.
8. Speaker, preceded by the sergeant at arms, and followed by the Clerk.
9. Members of the House of Representatives.
10. President of the senate, preceded by the sergeant at arms, and followed by the secretary.
11. Members of the Senate.
12. Heads of Departments and officers thereof.
13. Citizens.

When the procession arrived at Rock-creek, it was formed on foot, (two and two) the carriages following behind, and preceded in that manner to the grove. The speaker of the House of Representatives, the President of the Senate, and the Pall-bearers, with white scarfs over the right shoulder and white gloves. The chaplains of Congress and other ministers, with white scarfs over the right shoulder and round the hat and white gloves. The sergeants at arms, Clerk of the House, and Secretary of the Senate, with white scarf over the right shoulder only. The members of the House of Representatives, with black crape on the left arm. (Thursday Feb. 19, 1807.)

Died, at New-Brunswick, New-Jersey, col. John Bayard, in the sixty-ninth year of his age. We should be wanting in our duty, were we to pass over this afflicting event without expressing our deep sense of the loss society has sustained by the death of this most excellent man,—Thro' the whole course of his useful life, col. Bayard afforded a bright example of those virtues which adorn and dignify human nature.—In the various offices and stations which he filled, whether political, charitable or religious, he was uniformly influenced by pure patriotism, genuine benevolence and integrity, and rational piety.\*\*\*\*—*New-Jersey paper*.

Married, in this city on Wednesday evening last, by the Rev.



Dr. Gallagher, Mr. Augusta St. Martin, to Miss Frances Ninette Peire, both of the Island of St Domingo.

Died, in this city on the 18th inst. and in the 38th year of her age, Mrs. Mary Ann Addison, the wife of James Addison esq. of St Stephen's Parish after a long and painful illness, which she bore with great patience and christian fortitude.—She has left a husband and five children that will long lament the loss of a kind and affectionate wife, a fond and tender mother.

Died in this city, on the 5th inst. in the 63d year of his age, Mr. William Moer, a native of Aberdeen (Scotland) He has been an inhabitant of this place for 43 years, and always distinguished himself as an upright, honest man. (Friday, Feb. 20, 1807.)

Departed this life, on the night of the 2d ult. Mr. William Wilson, sen. of Spartanburgh district, in the sixty-seventh year of his age. In the death of this worthy man, not only his numerous relatives, but all acquaintances have sustained the loss of a worthy friend and benefactor;\*\*\*\*He was some years ago chosen a member of the legislature from Newberry district, where he long resided, and whose inhabitants will join in the general regret for the loss of so valuable a citizen.\*\*\* (Saturday, Feb. 21, 1807.)

Died, on Sunday morning, Mrs. Jane Stent Strobel, wife of capt. Lewis Strobel.

Departed this life, on the 18th instant, in the 43d year of her age, after a long and painful illness, which she bore with the most exemplary fortitude, Mrs., Dorothy Allston, the worthy and truly respectable consort of Benjamin Allston, sen. Esq. of All Saints Parish.

Died on Sunday, the 22d inst. in the 71st year of her age, Mrs. Mary Parker, the relict of John Parker, of Goose-Creek, Esq. From her youth, an exemplary Member of the Congregational Church, in this place. (Tuesday, Feb. 24, 1807.)

Married, on the 6th inst. by the Rev. Philip Mathews, of St. James', of Santee, Theodore Guerry, esq. to Miss M. Dumay, both of St. Stephen's Parish.

Died, on Sunday, the 22d instant, Nathaniel Keantish, Esq. late of the Island of Jamaica.

Died, on the 17th instant, on his way from this city to his residence in St. James's Goose Creek, Captain Hugh Strain Winter, aged about 48 years.—He was an active defender of his country's

rights in the revolutionary war, and has left a widow and five small children to lament his irreparable loss. (Wednesday, Feb. 25, 1807.)

A Jury of Inquest was held yesterday morning on the body of Thomas Landragan, a house-keeper in Chamber's-Alley, found drowned opposite Fort Mechanic. The jury brought in a verdict, "That he came to his death, by drowning himself in a fit of insanity, yesterday morning about six o'clock."

Married, on Thursday evening, by the Rev. Doctor Hollinshead, Mr. Joseph Parsons, of Abberville, to Mrs. Esther Hook, of Hampstead.

Married, on Thursday evening, by the Rev. Mr. Charles Faber, Mr. Christian Henry Faber, factor, to Miss Ann Mary Desel, daughter of Mr. Charles Desel.

Died, on the 22d inst. Mr. Pierre Dabouville, aged 62 years, a native of Quebec, in Canada; he was a resident of this city for some years past, and has left a widow and six children to lament his loss. (Saturday, 28, 1807)

Married on Thursday evening last, by the Rev. Dr. Jenkins, Benjamin D. Roper, esq., to Miss Barbary C. Jenkins, daughter of Micah Jenkins, esq. all of this city, (Monday, March 2, 1807.)

Died, on the 28th ult. after a long and painful illness, which he bore with christian fortitude, Mr. Mathew Clark, in the 35th year of his age, a native of this place: he has left a wife, and numerous relatives and friends, to lament his loss. (Tuesday, March 3, 1807.)

Departed this life, in Barnwell District, on Sunday evening, 22d February, Mr. Jeremiah S. Fickling, in the 22d year of his age—he has left a disconsolate widow, father, mother, brother and sisters, and a number of other relatives and friends to bemoan his loss.

Died, on Monday morning, Mr. William McKimmy, in the 20th year of age. He turned out in one of the Beat Companies, at the Brigade Review, on the 23d ult. and not having provided himself with a box for his cartridges, he deposited them in his waistcoat or breeches pocket, to which the flash from his pan communicated, as he incautiously fired his piece, upon a charge; and he was shockingly burnt: He languished in great agony till his death. (Friday, March 6, 1807.)

Married, on Tuesday evening, the 3d instant, in the parish of

St. James's Goose-Creek, by the Rev. Mr. M'Cullah, Mr. Lewis F. Breaker, to Miss Martha Canty, both of said parish.

Died, in Camden, on the 1st instant, of a lingering but painful disease, Mr. Henry Cunningham; in the 32d year of his age. For propriety of conduct, he was equaled by few; for several years past, he was a member of the Methodist Episcopal Church in Camden, and it is believed by all who had the pleasure of an acquaintance with him, that he was a pious christian.—the last words he was understood to articulate, was, come Lord Jesus, receive my spirit. He has left a widow, one infant son and a numerous acquaintance, to regret his loss.

Died, in Abbeville District, on the 17th ult. Captain John Gray, a soldier of '76. He at an early period of life signalized himself as a friend to the liberties of his country, and scarce ever was missing out of the field until the peace was concluded; after which he continued his services as a civil magistrate, and a representative in the state legislature for many years. Of his conduct none were ever heard to complain, and now his loss is lamented by a disconsolate widow and her children, a numerous and respectable connection—and, in short, by all that had an opportunity of being acquainted with him. (Monday, March 9, 1807.)

Married, on the 12th September last, by the Rev. Dr. Gallagher, John Charles Francis Denorroy, an inhabitant of St. Domingo, to Mrs. Martha Magdalena Canelle, widow Plthon of the same Island. (Tuesday, March 10, 1807.)

Died, on Sunday evening last, in the 32d year of his age, Mr. Samuel Gourlay, a native of this city; after a severe illness of two weeks, which he bore with much resignation and fortitude—sincerely lamented by his relatives and friends. (Wednesday, March 11, 1807.)

Eulogy has, most generally, been bestowed only upon those heroes of our revolutionary war, who led our armies to battle—while the poor war-worn soldier, who fought in the ranks, has been suffered to go down to the grave without notice. The death of Major Joseph Dickinson, which was announced in last Wednesday's Courier brought this fact to my recollection. Being an old friend of the Major, I have presumed to proclaim to the world how much of his worth I know. In his early years, when the din of arms resounded through his native state, and all her sons rushed to the

tented field to assist in the great cause of procuring their country's independence, young Dickinson caught the fire of patriotism, and joined his countrymen, as a private dragoon, I believe, under the command of General Marion. He was in several battles, in one of which, he was cut down from his horse by a British dragoon, having received two wounds on his head, and as many on his thigh, and lost one of his fingers. After the contest was over, he was found in a ditch among the dying and the dead, and was conveyed to the British hospital, a prisoner. When the Indians became troublesome upon our borders, he was commissioned as a Lieutenant in the 2d regiment of the Federal army, and was attached to the company raised in this city by the gallant Roberts. He was afterwards stationed at the Rock Landing, on the south-western frontiers of Georgia, and received the appointment of Paymaster, in which he continued to officiate until he was promoted to the command of a company. He continued in the Federal army about eight years. After he returned to this city, his fellow-citizens, who had not forgotten his services, appointed him to take care of Fort Mechanick, and he obtained from the collector of the Customs, the office of Export Inspector. After the death of Captain Davis, he was appointed to the command of the City-Guard; and on the resignation of Major Reid, he was appointed Brigade Inspector of the 7th Brigade of the militia of this state.—As a soldier, he was brave and generous; as a friend affectionate and sincere; as a husband and a father he was indulgent and kind, and as a member of society, he was deserving and useful. His temper was warm and irascible, but the goodness of his heart soon overcame those emotions which had overleaped the usual bounds of reason. (Courier.) (Friday, March 13, 1807.)

“ Died, on Wednesday, the 11th instant, in St Stephen's Parish, Mr. John Gaillard, jun. aged thirty seven years.

Died, on Wednesday last William Roberts aged 12 years; an apprentice in the Times Office. He was a youth of uncommon talents, greatly improved by very considerable and well directed study. The goodness of his heart and the amiableness of his manners, and deportment are attested by all who knew him.—His malady was a consumption, under which he labored several months. (Saturday, March 14, 1807.)

Married, on Thursday evening last, by the Rev. Dr. Hollings-

head, Mr. John Cromer, to Miss Margaret Buckle, both of this city.

Married, on Saturday evening last, by the Rev. Dr. Buist, Mr. John Musmett, to the amiable and accomplished Miss Margaret Flemming, both of this city.

Married, on Sunday evening last, by the Rev. Mr. Munds, Mr. Henry Williams, to Miss Mary Jones, both of this city. (Tuesday, March 17, 1807.)

Departed this life on Monday the 9th ult. aged 107 years Mrs. Elizabeth Wagner. She was born within a few miles of Gloucester court-house and died within seven of that place. She never took a dose of physic, nor medicine of any kind in her life, and until within a few months past she was able to attend to and aid in her domestic concerns.—*Virginia Argus*.

Departed this life on the 16th inst. after a short, but severe illness, Mrs. Holmes, of John's Island, widow of Mr. John Holmes, deceased, of said place; she has left six children to bemoan an irreparable loss. (Thursday, March 19, 1807.)

Married, on Thursday, the 12th inst. by the Rev. Philip Mathews, Mr. Peter Cuttino, of Georgetown, to Miss Elizabeth Mary Gaillard, daughter of Mr. Charles Gaillard, esq. of St. James', Santee.

Married, on Tuesday, the 17th inst. by the Rev. Philip Mathews, William Gaillard esq. to Miss Esther Barton, both of St. James' Santee.

Married, last evening, by the Rev. Dr. Jenkins, Joseph Couterier, to Miss Emily Louisa Kirk, both of St. John's parish.

Married on Tuesday, the 17th inst., by the Rev. Mr. Munds, Mr. John Thomas to Miss Jane—ks, (torn) both of this city. (Friday, March 20, 1807.)

Married, on Tuesday evening last, by the Rev. Doctor Jenkins, James Reid Pringle esq. to Miss Eliza M. M'Pherson, daughter of the late general John M'Pherson. (Saturday, March 21, 1807.)

Died, about 11 o'clock, A.M. on Wednesday the 4th instant, at Washington the honorable Abraham Baldwin, Member of the House of Representatives from Georgia.

The following arrangements was observed at the funeral: Pall-bearers—General Sumter, gen. S. Smith, Doctor Logan, Mr. Tracy, Mr. Gilman and Mr. Turner.\*\*\*\*\*

Married, on Tuesday evening, the 17th inst. by the Rev. Mr. Faber, Mr. Stephen Bulkley, to Miss Maria M. Fanning. (Tuesday, March 24, 1807.)

Died, in this city, on the 13th instant, in the 32d year of her age, Mrs. Elizabeth Galloway, a native to Charleston. Few persons have met the King of Terrors with more composedness of mind, resignation to the Divine Will, and humble, pleasing hope of a happy immortality.\*\*\*\*\* A husband, who feels the loss, and three children, have to lament her early removal from time. (Wednesday, March 25, 1807.)

Married, last evening, Mr. S. M. Isaacks of New-York to Miss Catherine Cohen daughter of the late Mr. Gershon Cohen of this city.

Communication—Departed this life, on Wednesday morning the 21st of January, Mrs Mary Lilly, the much lamented and highly esteemed consort of the rev. David Lilly, of the vicinity of Cambridge. (Eulogy) (Thursday, March 26, 1807.)

Married, on the 19th inst. by the Rev. Mr. Hollinshead. Mr. John Monro, mariner, to Mrs. Eliza Curlet. (Friday, March 27, 1807.)

Married, on Saturday evening, by the Rev. Dr. Buist, Mr. Peter Lenau to Miss Rebeca Armstrong, both of this city.

Married, on Thursday the 5th of March, in the city of New-Orleans, by B. Cenas, Esq. Major Richard Claiborne, private secretary to the Governor, to the amiable Miss Catherine Ross, daughter of Gen. James Ross, all of that city.

Died, in St. John's Parish Santee, on Tuesday the 17th instant, Paul Warley, esq. in the 56th year of his age.

Died, in England, February 5th the celebrated General Pascal Paoli, the Corsican Patriot, and God father to the Emperor Napoleon.

Died in Boston, the Rev. Samuel Stillman D. D. Pastor of the Baptist Church of that city. (Monday, March 30, 1807)

Died, in this city, on the 28th ult. Miss Sarah Butler, in the 81st year of her age. She enjoyed an almost uninterrupted course of health, until a few days before her death; when during a visit at a friend's house, she received a paralytic stroke. Her call from hence was short; but her life was such, as encouraged her to hope for happiness through the salvation of her Redeemer. By those

who know her, she was respected and esteemed.—Warm in her affections to those she loved, she continued them to the last moment of her life. (Wednesday, April 1, 1807.)

Married, on Saturday evening last, by the Rev. Mr. Martin Detargny, Mr. Thomas Smith, to the amiable Miss Charlotte Suter, both of this city. (Thursday, April 2, 1807.)

Married, on Thursday, the 26th ult. by the Rev. Mr. Clarkson, Charles Gabriel Capers, Esq. of St. Helena, to Miss. Mary Y. Reynolds, daughter of Benjamin Reynolds, Esq. of Wadmaw. (Friday, April 3, 1807.)

Died, on Saturday the 14th ult. after a long indisposition, which he supported with christian fortitude, Mr. Andrew Gibson, for many years past a respectable resident of Fairfield district, in South-Carolina.

Departed this life on the 30th ult. in the 55th year of his age, Mr. William Mikell, of Edisto Island, . . . . He has left behind him a disconsolate widow, relatives and a numerous circle of friends and acquaintances to lament their irreparable loss.

Died, on the 16th of December last, at North Stono Ferry, in the 23d year of her age, Mrs. Catharine Tofel, wife of John Tofel, of this city, after a long and painful illness, which she bore with christian fortitude and resignation; she has left a disconsolate husband and an infant daughter three years old, to lament their irreparable loss. (Lines) (Saturday, April 4, 1807.)

Died, at his residence in Hampstead, on the 4th instant, David Maybank, esq. of St. Thomas' parish, aged 40 years.

Died, on the 5th instant, Mr. Peter Bonneau, planter, in St. James's, Santee, in the 34th year of his age. (Thursday, April 9, 1807.)

Died, near Georgetown, (S. C.) on the 24th ult. Capt. Gabriel Rambert, after a sickness of only two days. He was a peaceable citizen, an indulgent master, a fond, affectionate husband and father. He has left a wife and three children to lament their loss. (Friday, April 10, 1807.)

Married, on the 19th ult. in Laurens District, by Robert Hutchinson, Esq. Mr. Joshua Hitch, to the amiable and accomplished Miss Elizabeth Compton, both of that district.

Married, on Thursday evening, by the Rev. Dr. Hollinshead, Mr. William B. Tucker, of this city, to Miss Ann Blake, daughter of captain John Blake of St. James, Santee.



Married, on Thursday evening by the Rev. Dr. Hollinshead, Mr. Nathaniel Black, of this city, to Miss Elizabeth Dewa, of Christ Church Parish.

Married on thursday evening, by the Rev. Mr. Munds, Mr. William Smith, to Miss Eliza Jones; both of this place.

Married, at Beaufort, (S. C.) on the 25th ult, by the Rev. Joseph B. Cook Mr. Robert L. Holcombe, of Savannah, to Miss Eliza Witter, of Beaufort.

Married on Tuesday evening last, by the Rev. Mr. Bowen, Frederick Kohn, esq. to Miss Eliza Neufville.

Married, on Thursday evening, by the Rev. Mr. Simons, Robert Gilmor, jun esq, of Baltimore, to Miss Sarah Reeve Ladson, daughter of Major James Ladson, of this city.

Married, on Thursday evening, by the Rev. Dr. Buist, Archibold S. Johnston, to Miss Agnes Bolton Ewing, Esq.; all of this city. (Saturday, April 11, 1807.)

Died, on the 10th instant, on Charleston Neck, at Mr. Darby's Colonel William R. Thomson, of Amelia, The fortitude and composure with which this truly good man met the strike of death, was strong evidences of his belief in future rewards, for a well spent life. As an affectionate husband and father, he had not his superior; nor was he less attentive to the claims which his domestic had on his benevolence and bounty—Beloved by his neighbors and regretted by all his friends, it may be said of him, viewed either as a good character or citizen, Ecco Homo!! His loss is most sensibly felt by a large and amiable family. (Monday, April 13, 1807.)

Married, on Saturday evening by the Rev. Mr. Munds, (torn) to Miss Mary Patterson, (torn) (Tuesday, April 14, 1807.)

Died, in St. Stephens', on the 8th inst. after a short illness, in the 57 year of his age, John Peyer, esq. for many years a respectable inhabitant of that parish. He was a warm and sincere friend, humane master, and a benevolent and good man. His relations will long have reason to lament his death. (Wednesday, April 15, 1807.)

*(To be continued)*



## HISTORICAL NOTES

### MORE ON LANDGRAVE SMITH'S FAMILY

By A. S. Salley, Jr.

In the issue of this *Magazine* for July, 1927, I presented three wills of relatives of the first Landgrave Smith on his mother's side and discussed the import of certain records previously discovered in England by Mrs. Wade Hampton Perry, who was in England at the time of the publication of the article. While on that visit Mrs. Perry made some additional discoveries that almost clear up the uncertainties. Among baptismal records at Chard, Somerset, were:

Barbara, daughter of Aaron Atkins, September 12, 1650.

John Atkins, son of Aaron, April 7, 1653.

Aaron Atkins, son of Aaron and Joane, July 17, 1656.

Richard Atkins, son of Aaron, May 10, 1660.

Joanna Atkins, daughter of Aaron and Joane, June 5, 1663.

Richard, son of Aaron and Joane Atkins, August 27, 1666.

Among burial records at Chard were: Aaron Atkins, March 27, 1670, and Richard Atkins, July, 1672.

In the will of Aaron Atkins, which I included in the contribution above alluded to, he mentions his brother John in Chard and his sister Joanna; his "brother in Law," or "Deare brother," Thomas Smith and nephews Thomas and George Smith, which appears to establish the fact that these records found by Mrs. Perry apply to the same Atkins people who came to South Carolina with Landgrave Smith in 1684. The baptismal records of Barbara and John Atkins simply say "daughter of Aaron Atkins" and "son of Aaron Atkins" while the records for Aaron, Richard and Joanna say "son of Aaron and Joane" and "daughter of Aaron and Joane." The elder Aaron appears to have died in 1670. The theory which I offered in my previous paper that Joan Atkins, daughter of John Atkins, of Chard, first married Thomas Smith by whom she had a son Thomas (the future landgrave and governor of South Carolina); that her husband died (about 1650) and that (about 1655) she married Aaron Atkins, a widower with a daughter Barbara and

a son John; that sons Aaron and Richard and daughters Joanna and Ellen were subsequently born to the couple; that Mrs. Atkin's son Thomas Smith, by her first husband, subsequently intermarried with her second husband's daughter Barbara by his first wife, appears to be correct. It is to be hoped that additional researches will be made in England along the line that Mrs. Perry has blazed out.

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Epitaphs from tombstones in graveyard of Chapel of Ease, St. Bartholomew's Parish, near Ashepoo, S. C., now lost in the woods. In plot enclosed by iron fence:

- I. To / the memory of / William Cotesworth Pinckney / Born on the 23rd: October, 1768 / Died on the 30th: December, 1833 / Aged 65 years 2 months / and seven days.
- II. Rebecca Doyle / Godfrey / Pinckney / Beloved wife of / William / Cotesworth / Pinckney / March 2, 1776 / December 25, 1865, / she trusted in Christ / and is at peace.
- III. Doctor William Pinckney / aged 29 years, 1 month / and 27 days / Thy days were few but full of sorrow. [Slab is broken in half a dozen pieces.]
- IV. Simon John Magwood / Oct. 13, 1805 / Aug. 22, 1891 / and his beloved wife / Susan Sarah Pinckney / Magwood / Nov. 24, 1818 / July 30, 1893 / In life devoted, in death / they are not divided. / They rest in the belief of a / glorious immortality.
- V. [Two children's tombstones.]
- VI. In Memoriam / Eliza Singleton / Youngblood / April 26, 1830 / March 23, 1915 / At Rest.

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Other graves:

- VII. Sacred / to the memory of / Hon M. E. Carn / Born in Orangeburg District / Aug. 11th, 1808 / Died at his residence in Waterloo / January 13th, 1862 / Aged 54 years, 5 months / and 2 days / "Those who sleep in Jesus / God will bring with Him" / "They who die in Christ are blest / sweetly with their God they rest."
- VIII. Sacred / to the memory / of / Mrs. Elizabeth Godfrey Clarke / who died on the 12th of March, 1852 / in the fortieth year of her age / and of her children / Alexander

Fraser, Mary Elizabeth / William John Morton / and  
Maria Susan / Here Lord am I and the children Thou  
gavest.

IX. [Hardly decipherable] Thomas Boone / October 1830 /  
Aged 45 years

X. Mrs. Mary S. Boone / Born 30 Nov. A. D. 1791 / Died  
27 May A. D. 1853.

[Inscriptions above were copied by O. J. Bond, Dec. 30, 1928.]

THE DATE OF THE CHANGING OF THE NAME SMITH TO RHETT

Ex Parte Thomas M. Smith }  
et al } in Common Pleas.

Whereas, Thomas Moore Smith, James Hervey Smith, Benjamin Rhett Smith, Robert Barnwell Smith, Edmund Smith, and Albert Moore Smith, have exhibited in open Court their Petition in writing before me, one of the Judges of the Court of Common Law, and presiding Judge of the Court of Common Pleas, holden for the District of Beaufort, at Coosawatchie for the Spring Term of 1837, setting forth certain reasons in their said petition, why they are desirous of changing their names, and the names by which they wish hereafter to be called and known, That is to say the name of the said Thomas Moore Smith, to be changed to Thomas Moore Rhett; James Hervey Smith to James Smith Rhett; Robert Barnwell Smith, to Robert Barnwell Rhett; Benjamin Rhett Smith,<sup>1</sup> to Benjamin Smith Rhett; Edmund Smith, to Edmund Rhett; and Albert Moore Smith, to Albert Rhett; As also setting forth in said petition the particulars required by the Act of Assembly, passed in 1814, respecting age, residence and nativity; and it appearing to me reasonable and proper, allow the prayer of the Petitioners to prevail, particularly that the name of Rhett, in the grand Maternal line, and now extinct, may be revived and preserved, a name held dear by the Petitioners, and consecrated by natural regard and affection.

It is Ordered, That the Prayer of the Petition be granted, and that the Clerk of the Court do enter the same on the minutes of the Court, and that he do file the original Petition, with this my

<sup>1</sup> Benjamin R. Smith's name remains still unchanged, the terms of the Act not being yet complied with. (*The Charleston Courier*, Oct. 19, 1837.)

order, among the papers of his office, and that he deliver to the Petitions a true copy of said Petition, together with a copy of this order thereon, properly certified, and under the seal of the said Court.

Richard Gantt.

#### ADDITIONS AND CORRECTIONS

The Review of *The Southern Frontier* and the Historical Note, on pp. 192 and 193 of the July issue of this *Magazine* were contributed by Mr. Joseph W. Barnwell. On page 192, lines five, six and nine, for "April," read "March."—Editor.

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